

WEDNESDAY, MAY 1, 2019

THIRTY-SIXTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Casada.

The proceedings were opened with prayer by Bill Geisel, Capitol Commission Bible Study.

Representative Zachary led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 96

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada -- 96

PRESENT IN CHAMBER

Reps. Moody and DeBerry were recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 145 Reps. Williams and Keisling as prime sponsors.

House Resolution No. 170 Reps. Van Huss, T. Hill and Cepicky as prime sponsors.

House Joint Resolution No. 132 Reps. Griffey, Cooper, Byrd, Leatherwood, Doggett, Littleton, Camper, Lamar, Calfee, Powers, J. Sexton, Terry, Coley, Towns, Hakeem, Haston, Baum, Helton, Cochran and Boyd as prime sponsors.

House Joint Resolution No. 632 Reps. T. Hill, M. Hill, Van Huss, Crawford and Hulsey as prime sponsors.

House Joint Resolution No. 646 Rep. Clemmons as prime sponsor.

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House Joint Resolution No. 647 Rep. Clemmons as prime sponsor.

House Joint Resolution No. 651 Rep. Clemmons as prime sponsor.

House Joint Resolution No. 652 Reps. Clemmons and Powell as prime sponsors.

House Bill No. 41 Reps. Griffey, Ogles, Hurt, Russell, Ragan, Faison, Cochran and White as prime sponsors.

House Bill No. 91 Reps. Cepicky, Byrd, Doggett, Haston, Helton, Gant, Hurt, Smith, Calfee, Howell, Zachary, Coley, Sanderson, Hall, Sparks, Littleton, Terry, Kumar, Weaver, Holt, Tillis, Ragan, Sherrell, T. Hill, Leatherwood, Shaw and Farmer as prime sponsors.

House Bill No. 605 Reps. Hazlewood, Howell, Ragan, Sherrell, Helton, Littleton, Byrd, Doggett and Faison as prime sponsors.

House Bill No. 632 Rep. Sparks as prime sponsor.

House Bill No. 774 Reps. Bricken, Moon, Smith, Hardaway and Helton as prime sponsors.

House Bill No. 866 Reps. Griffey, Doggett, Leatherwood, Helton, Hardaway, Jernigan, Moon, Lamar, Byrd, Cooper, Ragan, Terry and Littleton as prime sponsors.

House Bill No. 867 Reps. Hardaway, Ogles, White, Helton and Shaw as prime sponsors.

House Bill No. 939 Rep. Helton as prime sponsor.

House Bill No. 967 Reps. Moon and Helton as prime sponsors.

House Bill No. 980 Reps. Moon, Camper, Helton, Cooper, Shaw and Lamar as prime sponsors.

House Bill No. 1077 Rep. Sherrell as prime sponsor.

House Bill No. 1091 Reps. Smith, Hardaway and Doggett as prime sponsors.

House Bill No. 1158 Reps. Terry, Coley and Powers as prime sponsors.

House Bill No. 1177 Reps. Doggett, Freeman and Cepicky as prime sponsors.

House Bill No. 1262 Reps. Doggett, Cepicky, Helton, Hicks, Marsh, Hall, Smith, Coley, Baum, Leatherwood, Reedy, Sherrell, Holsclaw, Weaver, T. Hill, Vaughan, White, Potts, Bricken, Sparks, Lafferty, Daniel, C. Johnson, J. Sexton, Keisling, Faison, Windle and Powers as prime sponsors.

House Bill No. 1440 Reps. Griffey, Helton, Williams, Boyd, Doggett, Freeman, Hardaway, Towns, Faison, Cooper, Smith, Sherrell, Vaughan and Weaver as prime sponsors.

House Bill No. 1460 Reps. Griffey, Reedy, Keisling, Carter, Tillis, Weaver, Doggett, Freeman, Hulsey, Smith, Helton, Lamberth and Gant as prime sponsors.

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House Bill No. 1524 Reps. Griffey, Byrd, Ogles, Terry, Smith, Sherrell, Doggett, Haston, Hardaway, Helton and Weaver as prime sponsors.

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to return to the House, House Bill No. 1077; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 613, 614, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 630, 631, 632, 633, 634, 635 and 636; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 613** -- Memorials, Interns - Joseph Wampler. by *Watson, *Massey.

***Senate Joint Resolution No. 614** -- Memorials, Public Service - Matt Anderson. by *Yarbro, *Akbari, *Kyle, *Gilmore, *Robinson.

***Senate Joint Resolution No. 616** -- Memorials, Death - Dr. James Lee Smith. by *Bailey.

***Senate Joint Resolution No. 617** -- Memorials, Recognition - Layton Werther, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 618** -- Memorials, Recognition - Cody Coffey, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 619** -- Memorials, Recognition - Matthew Emerick, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 620** -- Memorials, Recognition - Jacob Ellison, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 621** -- Memorials, Recognition - Alejandra Ocampo, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 622** -- Memorials, Recognition - Walters State Community College Phi Theta Kappa. by *Southerland.

***Senate Joint Resolution No. 623** -- Memorials, Recognition - A.J. Fleming, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

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***Senate Joint Resolution No. 624** -- Memorials, Recognition - Whitten Williams, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 625** -- Memorials, Recognition - Chase Barger, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 626** -- Memorials, Recognition - Adia Bulawa, Appalachian Highlands Twenty Under 20. by *Southerland.

***Senate Joint Resolution No. 627** -- Memorials, Recognition - Asheville Highway Animal Hospital, 40th anniversary. by *Massey.

***Senate Joint Resolution No. 628** -- Memorials, Academic Achievement - Kami Grace Pullem, Valedictorian, White County High School. by *Bailey.

***Senate Joint Resolution No. 630** -- Memorials, Professional Achievement - Ellen Reid, 2019 Pulitzer Prize in music. by *McNally.

***Senate Joint Resolution No. 631** -- Memorials, Recognition - Cold War Patriots. by *McNally.

***Senate Joint Resolution No. 632** -- Memorials, Retirement - Jeff Fleming. by *Lundberg, *Crowe.

***Senate Joint Resolution No. 633** -- Memorials, Sports - Bethel University, National Collegiate D4 Roller Hockey Champions. by *Stevens.

***Senate Joint Resolution No. 634** -- Memorials, Retirement - Judge David A. Patterson. by *Bailey.

***Senate Joint Resolution No. 635** -- Memorials, Death - Barry Lynn Brady. by *Bailey.

***Senate Joint Resolution No. 636** -- Memorials, Death - Billy Don Giddens. by *Johnson.

WELCOMING AND HONORING

RECOGNITION IN THE WELL

Representative Parkinson was recognized in the Well to honor Vanessa Horner upon her retirement from the legislature.

RESOLUTION READ

The Clerk read House Joint Resolution No. 608, adopted April 29, 2019,

***House Joint Resolution No. 608** -- Memorials, Retirement - Vanessa M. Horner. by *Parkinson, *Camper, *Chism, *Coley, *Cooper, *DeBerry, *Hardaway, *Lamar, *Leatherwood, *Miller, *Thompson, *Towns, *Vaughan, *White, *Beck, *Boyd, *Bricken, *Byrd, *Calfee, *Carr, *Carter, *Casada, *Cepicky, *Clemmons, *Cochran, *Crawford, *Curcio, *Daniel, *Dixie,

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*Doggett, *Dunn, *Eldridge, *Faison, *Farmer, *Freeman, *Garrett, *Griffey, *Hakeem, *Halford, *Hall, *Haston, *Hawk, *Hazlewood, *Helton, *Hicks, *Hill M, *Hill T, *Hodges, *Holsclaw, *Holt, *Howell, *Hulsey, *Hurt, *Jernigan, *Johnson C, *Johnson G, *Keisling, *Kumar, *Lafferty, *Lamberth, *Littleton, *Love, *Marsh, *Mitchell, *Moon, *Ogles, *Potts, *Powell, *Powers, *Ramsey, *Reedy, *Rudd, *Russell, *Sanderson, *Sexton C, *Sexton J, *Shaw, *Sherrell, *Smith, *Sparks, *Staples, *Stewart, *Terry, *Tillis, *Todd, *Travis, *Van Huss, *Weaver, *Windle, *Wright, *Zachary. (*Akbari)

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar No. 2 for May 1, 2019:

House Resolution No. 150 -- Memorials, Academic Achievement - Miguel Ibarra, Salutatorian, Harriman High School. by *Calfee.

House Resolution No. 171 -- Memorials, Academic Achievement - Kaz Bond, Valedictorian, Midway High School. by *Calfee.

House Resolution No. 172 -- Memorials, Academic Achievement - Brandon Anderson, Valedictorian, Harriman High School. by *Calfee.

House Resolution No. 173 -- Memorials, Academic Achievement - Olivia Anderson, Valedictorian, Harriman High School. by *Calfee.

House Resolution No. 174 -- Memorials, Academic Achievement - Jacob Quillen Stewart, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 175 -- Memorials, Academic Achievement - Kaitlyn Shultz, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 176 -- Memorials, Academic Achievement - Gracie-Ray Smith, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 177 -- Memorials, Academic Achievement - Neisha French, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 178 -- Memorials, Academic Achievement - Kaleb Duncan, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 179 -- Memorials, Recognition - The Christopher Taylor House. by *Hill M.

House Resolution No. 180 -- Memorials, Academic Achievement - Emma Clair Millard, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 181 -- Memorials, Academic Achievement - Harper Dansley Russell, Top Twelve Senior, Cherokee High School. by *Hicks.

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House Resolution No. 182 -- Memorials, Academic Achievement - Jay Amin, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 183 -- Memorials, Academic Achievement - LeeAnna Renée Blackburn, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 184 -- Memorials, Academic Achievement - UiSeong Lee, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 185 -- Memorials, Academic Achievement - Emily Snodgrass, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 186 -- Memorials, Academic Achievement - Maria Teresa Howard, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 187 -- Memorials, Academic Achievement - Haliey Michell Elkins, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 188 -- Memorials, Academic Achievement - Kennedy Elizabeth Cowan, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 189 -- Memorials, Academic Achievement - Jenna Rebekah Franklin, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 190 -- Memorials, Academic Achievement - Lyndsey Elisabeth Purdy, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 191 -- Memorials, Academic Achievement - Molly Corinne Hodges, Top Twelve Senior, Cherokee High School. by *Hicks.

***House Joint Resolution No. 648** -- Memorials, Academic Achievement - Allison Jones, Salutatorian, Craigmont High School. by *Parkinson.

***House Joint Resolution No. 649** -- Memorials, Academic Achievement - Shatara Woodall, Valedictorian, Craigmont High School. by *Parkinson.

***House Joint Resolution No. 650** -- Memorials, Recognition - Marion County School District, Marion County Commission, and Marion County Library Board of Trustees. by *Tillis.

***House Joint Resolution No. 651** -- Memorials, Public Service - Metro Nashville Councilman Doug Pardue. by *Beck, *Clemmons, *Freeman, *Jernigan, *Love, *Mitchell, *Potts, *Powell, *Stewart.

***House Joint Resolution No. 652** -- Memorials, Public Service - Metro Nashville Councilman Anthony Davis. by *Beck, *Clemmons, *Powell, *Freeman, *Jernigan, *Love, *Mitchell, *Potts, *Stewart.

***House Joint Resolution No. 653** -- Memorials, Death - Lemonte' Jermaine Spencer. by *Camper.

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***House Joint Resolution No. 654** -- Memorials, Interns - Jonathan Castor. by *Hill M, *Casada.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar No. 2 for May 1, 2019:

***Senate Joint Resolution No. 613** -- Memorials, Interns - Joseph Wampler. by *Watson, *Massey.

***Senate Joint Resolution No. 614** -- Memorials, Public Service - Matt Anderson. by *Yarbro, *Akbari, *Kyle, *Gilmore, *Robinson.

***Senate Joint Resolution No. 616** -- Memorials, Death - Dr. James Lee Smith. by *Bailey.

***Senate Joint Resolution No. 617** -- Memorials, Recognition - Layton Werther, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 618** -- Memorials, Recognition - Cody Coffey, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

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***Senate Joint Resolution No. 626** -- Memorials, Recognition - Adia Bulawa, Appalachian Highlands Twenty Under 20. by *Southerland.

***Senate Joint Resolution No. 627** -- Memorials, Recognition - Asheville Highway Animal Hospital, 40th anniversary. by *Massey.

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***Senate Joint Resolution No. 628** -- Memorials, Academic Achievement - Kami Grace Pullem, Valedictorian, White County High School. by *Bailey.

***Senate Joint Resolution No. 630** -- Memorials, Professional Achievement - Ellen Reid, 2019 Pulitzer Prize in music. by *McNally.

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***Senate Joint Resolution No. 634** -- Memorials, Retirement - Judge David A. Patterson. by *Bailey.

***Senate Joint Resolution No. 635** -- Memorials, Death - Barry Lynn Brady. by *Bailey.

***Senate Joint Resolution No. 636** -- Memorials, Death - Billy Don Giddens. by *Johnson.

CONSENT CALENDAR

House Resolution No. 131 -- Memorials, Academic Achievement - Rockwell Karash, Valedictorian, Millington Central High School. by *Leatherwood.

House Resolution No. 132 -- Memorials, Academic Achievement - Dean Karash, Salutatorian, Millington Central High School. by *Leatherwood.

House Resolution No. 133 -- Memorials, Academic Achievement - Sarah Grace McCoy, Valedictorian, Hancock County High School. by *Hicks.

House Resolution No. 134 -- Memorials, Academic Achievement - Hunter Keith Holt, Salutatorian, Hancock County High School. by *Hicks.

House Resolution No. 135 -- Memorials, Academic Achievement - Breanna Lashae Shults, Top Ten, Hancock County High School. by *Hicks.

House Resolution No. 136 -- Memorials, Academic Achievement - Bailey LeeAnn Hopkins, Top Ten, Hancock County High School. by *Hicks.

House Resolution No. 137 -- Memorials, Academic Achievement - McKinley Elizabeth Johnson, Top Ten, Hancock County High School. by *Hicks.

House Resolution No. 138 -- Memorials, Academic Achievement - Erica Brooke Seal, Top Ten, Hancock County High School. by *Hicks.

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House Resolution No. 139 -- Memorials, Academic Achievement - Tyler Gage Maloney, Top Ten, Hancock County High School. by *Hicks.

House Resolution No. 140 -- Memorials, Academic Achievement - Joshua Todd Webb, Top Ten, Hancock County High School. by *Hicks.

House Resolution No. 141 -- Memorials, Academic Achievement - Ryan Timothy Lawson, Top Ten, Hancock County High School. by *Hicks.

House Resolution No. 142 -- Memorials, Academic Achievement - Walton Ray Collins, Top Ten, Hancock County High School. by *Hicks.

House Resolution No. 143 -- Memorials, Academic Achievement - Taylor Kinsler, Salutatorian, Clinch School. by *Hicks.

House Resolution No. 144 -- Memorials, Academic Achievement - Katie Nichols, Valedictorian, Clinch School. by *Hicks.

House Resolution No. 145 -- Memorials, Death - John Claude Houser. by *Windle, *Williams, *Keisling.

House Resolution No. 146 -- Memorials, Death - Joe Thomas Hill. by *Windle.

House Resolution No. 147 -- Memorials, Interns - Shanterrica Morris. by *Windle.

House Resolution No. 148 -- Memorials, Academic Achievement - Riley Martin, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 149 -- Memorials, Academic Achievement - Maggie Wampler, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 151 -- Memorials, Academic Achievement - Emily Jo Christian, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 152 -- Memorials, Academic Achievement - Kyra Manis, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 153 -- Memorials, Academic Achievement - Matthew T. Wyatt, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 154 -- Memorials, Academic Achievement - Allison P. Jett, Salutatorian, Oliver Springs High School. by *Calfee.

House Resolution No. 155 -- Memorials, Academic Achievement - Kirstin A. Kegley, Valedictorian, Oliver Springs High School. by *Calfee.

House Resolution No. 156 -- Memorials, Academic Achievement - Ashley N. Handy, Valedictorian, Oliver Springs High School. by *Calfee.

House Resolution No. 157 -- Memorials, Academic Achievement - Madison A. Fritts, Valedictorian, Oliver Springs High School. by *Calfee.

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House Resolution No. 158 -- Memorials, Academic Achievement - Jacob G. Dameron, Valedictorian, Oliver Springs High School. by *Calfee.

House Resolution No. 159 -- Memorials, Academic Achievement - Lyndsey R. Cornett, Valedictorian, Oliver Springs High School. by *Calfee.

House Resolution No. 160 -- Memorials, Academic Achievement - Jared Whittenbarger, Salutatorian, Roane County High School. by *Calfee.

House Resolution No. 161 -- Memorials, Academic Achievement - Jenna Stewart, Salutatorian, Roane County High School. by *Calfee.

House Resolution No. 162 -- Memorials, Academic Achievement - Anna Grace Meadows, Salutatorian, Roane County High School. by *Calfee.

House Resolution No. 163 -- Memorials, Academic Achievement - Coleman Watts, Valedictorian, Roane County High School. by *Calfee.

House Resolution No. 164 -- Memorials, Academic Achievement - Katherine Frye, Valedictorian, Roane County High School. by *Calfee.

House Resolution No. 165 -- Memorials, Academic Achievement - Caitlyn Ross, Salutatorian, Midway High School. by *Calfee.

House Resolution No. 166 -- Memorials, Academic Achievement - Emma Hill, Salutatorian, Midway High School. by *Calfee.

House Resolution No. 167 -- Memorials, Academic Achievement - Madeleine Moore, Valedictorian, Midway High School. by *Calfee.

House Resolution No. 168 -- Memorials, Academic Achievement - Alex Shirran, Valedictorian, Midway High School. by *Calfee.

House Resolution No. 169 -- Memorials, Public Service - Bonnie Blair. by *Towns.

House Resolution No. 170 -- Memorials, Recognition - 40th anniversary of Taiwan Relations Act. by *Hill M, *Van Huss, *Hill T, *Cepicky.

***House Joint Resolution No. 642** -- Memorials, Death - Henry Cox "Hank" McCall, Jr. by *Clemmons.

***House Joint Resolution No. 643** -- Memorials, Recognition - Joshua Cook. by *Coley.

***House Joint Resolution No. 644** -- Memorials, Retirement - Helen Ford. by *Coley.

***House Joint Resolution No. 645** -- Memorials, Recognition - Wally's Restaurant in East Ridge. by *Helton.

***House Joint Resolution No. 646** -- Memorials, Public Service - Metro Nashville Councilman Bill Pridemore. by *Beck.

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***House Joint Resolution No. 647** -- Memorials, Retirement - Steve North. by *Beck.

***House Joint Resolution No. 632** -- Memorials, Professional Achievement - Grant Summers, 2019 president of Tennessee Road Builders Association. by *Holsclaw, *Hill T, *Hill M, *Van Huss, *Crawford, *Hulsey.

***House Joint Resolution No. 633** -- Memorials, Academic Achievement - Sarah Jane Henry, Valedictorian, Trousdale County High School. by *Weaver.

***House Joint Resolution No. 634** -- Memorials, Academic Achievement - Ann Marie Henry, Salutatorian, Trousdale County High School. by *Weaver.

***House Joint Resolution No. 635** -- Memorials, Retirement - Anita Dyer. by *Keisling.

***House Joint Resolution No. 636** -- Memorials, Retirement - State Trooper Joe Wynne. by *Doggett.

***House Joint Resolution No. 637** -- Memorials, Academic Achievement - Mackenzie McCall, Salutatorian, Bolton High School. by *Leatherwood.

***House Joint Resolution No. 638** -- Memorials, Academic Achievement - Bryanna Fayne, Salutatorian, Bolton High School. by *Leatherwood.

***House Joint Resolution No. 639** -- Memorials, Academic Achievement - Britney Le, Valedictorian, Bolton High School. by *Leatherwood.

***House Joint Resolution No. 640** -- Memorials, Academic Achievement - Lindsay Brooke Anderson, Salutatorian, Franklin Road Christian School. by *Rudd.

***House Joint Resolution No. 641** -- Memorials, Academic Achievement - Gabrielle Daye Copeland, Valedictorian, Franklin Road Christian School. by *Rudd.

***Senate Joint Resolution No. 583** -- Memorials, Academic Achievement - Nathanael Huling Rowley, Valedictorian, Christian Community Schools. by *Roberts.

***Senate Joint Resolution No. 584** -- Memorials, Academic Achievement - Catherine Delanee Belcher, Salutatorian, Christian Community Schools. by *Roberts.

***Senate Joint Resolution No. 585** -- Memorials, Academic Achievement - Jessica Street, Valedictorian, United Christian Academy. by *Roberts.

***Senate Joint Resolution No. 586** -- Memorials, Academic Achievement - Nathan Roach, Salutatorian, United Christian Academy. by *Roberts.

***Senate Joint Resolution No. 587** -- Memorials, Academic Achievement - Michael Austin Gable, Valedictorian, Christian Community Schools. by *Roberts.

***Senate Joint Resolution No. 589** -- Memorials, Recognition - Frank P. "Rusty" Cantwell, Jr., Ageless Hall of Fame. by *Southerland.

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***Senate Joint Resolution No. 590** -- Memorials, Recognition - Emma Ruth Catlett, Ageless Hall of Fame. by *Southerland.

***Senate Joint Resolution No. 591** -- Memorials, Recognition - Carolyn "Cookie" Ramsey, Ageless Hall of Fame. by *Southerland.

***Senate Joint Resolution No. 592** -- Memorials, Retirement - Dr. Kitty Shanks Pruett. by *Niceley.

***Senate Joint Resolution No. 593** -- Memorials, Interns - Summer Rodriguez. by *Akbari.

***Senate Joint Resolution No. 594** -- Memorials, Academic Achievement - Annabeth Rose Hatcher, Valedictorian, South Haven Christian School. by *Roberts.

***Senate Joint Resolution No. 595** -- Memorials, Academic Achievement - Hannah Cheyenne Randolph, Salutatorian, South Haven Christian School. by *Roberts.

***Senate Joint Resolution No. 596** -- Memorials, Academic Achievement - Yuliana Nikisheva, Valedictorian, South Haven Christian School. by *Roberts.

***Senate Joint Resolution No. 600** -- Memorials, Death - Clarence Nimrod "Rod" Pattat. by *Gresham.

***Senate Joint Resolution No. 601** -- Memorials, Recognition - David Alford, REdl Hall of Fame. by *Roberts.

***Senate Joint Resolution No. 602** -- Memorials, Recognition - Leanne Morgan, REdl Hall of Fame. by *Roberts, *Massey.

***Senate Joint Resolution No. 603** -- Memorials, Recognition - Rear Admiral Terry Moulton, REdl Hall of Fame. by *Roberts.

***Senate Joint Resolution No. 604** -- Memorials, Recognition - Mark Sletto, REdl Hall of Fame. by *Roberts.

***Senate Joint Resolution No. 605** -- Memorials, Recognition - Dr. Jessica Ellis Durham, REdl Hall of Fame. by *Roberts.

***Senate Joint Resolution No. 606** -- Memorials, Recognition - Michael Korfhage, REdl Hall of Fame. by *Roberts.

***Senate Joint Resolution No. 607** -- Memorials, Recognition - Dr. Christine Coker, REdl Hall of Fame. by *Roberts.

***Senate Joint Resolution No. 608** -- Memorials, Recognition - Amanda Stubblefield Barnard, Redl Hall of Fame. by *Roberts.

***Senate Joint Resolution No. 609** -- Memorials, Recognition - Bobby Trotter, REdl Hall of Fame. by *Roberts, *Gilmore.

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***Senate Joint Resolution No. 610** -- Memorials, Recognition - Tom Sorrells, REdl Hall of Fame. by *Roberts.

***Senate Joint Resolution No. 611** -- Memorials, Heroism - Captain Larry Lowe Taylor, U.S. Army (retired). by *Gardenhire, *Watson.

***Senate Joint Resolution No. 612** -- Memorials, Retirement - Edna Ann McKee Camp. by *Gardenhire.

***Senate Joint Resolution No. 629** -- Memorials, Professional Achievement - Jefferson Park at Dandridge, 2018 Silver Achievement Quality Award. by *Niceley.

Rep. Coley moved that all members voting aye on House Joint Resolution No. 644 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Rep. Beck moved that the Davidson County delegation be added as co-prime sponsors on House Joint Resolutions Nos. 646 and 647, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Rep. Doggett moved that all members voting aye on House Joint Resolution No. 636 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Rep. Rudd moved that the Rutherford County delegation be added as co-prime sponsors on House Joint Resolutions Nos. 640 and 641, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	98
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--98

Representatives present and not voting were: Dixie--1

A motion to reconsider was tabled.

REGULAR CALENDAR

***Senate Bill No. 185** -- Education - As introduced, allows the department of education to post its annual report on its website in lieu of distributing the report to certain persons and entities. - Amends TCA Title 49. by *Jackson. (HB983 by *Todd, *Smith, *Dunn, *Halford, *Helton)

Further consideration of Senate Bill No. 185, previously considered on April 30, 2019, at which time the House substituted the Senate Bill for the House Bill and withdrew Amendment No. 1.

Rep. Todd moved that Senate Bill No. 185 be passed on third and final consideration.

Rep. Parkinson moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 185 by adding the following as a new subsection in the amendatory language of Section 1:

(e) This section does not apply in any county having a population greater than nine hundred thousand (900,000), according to the 2010 federal census or any subsequent federal census.

Rep. Todd moved that House Amendment No. 2 be tabled

Rep. Todd moved to withdraw the motion to table House Amendment No. 2, which motion prevailed.

Rep. Parkinson requested that House Amendment No. 2 be placed at the heel of the amendments.

Rep. Beck requested that Amendment No. 3 be placed at the heel of the amendments.

Rep. Todd moved adoption of House Amendment No. 4 as follows:

Amendment No. 4

AMEND Senate Bill No. 185 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 2, Part 2, is amended by adding the following language as a new section:

(a) A local board of education member that is elected, or appointed to fill a vacancy, under this chapter may be removed from office by the registered voters of the county.

(b)

(1) A person who resides within the geographic boundaries of the local board of education district of which a local board of education member is sought to be removed may file a petition with the county election commission that demands the recall of the local board of education member. The petition must be signed by registered voters who reside within the geographic boundaries of the local board of education district of which the local board of education member is sought to be removed equal in number to at least sixty-six percent (66%) of the total vote cast for that member in the last regular election. Each person signing the petition must sign the person's name, provide the date of signing, and provide the signer's place of residence by street and number or by other customary designation.

(2) The petition must contain a general statement of the grounds upon which the removal is sought.

(3) A petition must include a sworn affidavit by the petition circulator stating the number of petition signers, that each petition signature is the genuine signature of the person whose name it purports to be, and that the signatures were made in the presence of the affiant.

(4) Within fifteen (15) days of receipt of the petition, the county election commission shall determine the sufficiency of the petition signatures. The county election commission shall attach a certificate to the petition with the results. If the county election commission determines the petition signatures are:

(A) Sufficient, then, within seven (7) days of such determination, the county election commission shall give notice of the filed petition by publication in a newspaper of general circulation and shall provide the grounds upon which removal of a local board of education member is sought; or

(B) Insufficient, then the person who filed the petition may amend the petition within ten (10) days from the date of the certificate and file the amended petition with the county election commission. Within fifteen (15) days of receipt of an amended petition, the county election commission shall make a sufficiency determination. If the amended petition is still deemed insufficient or if no amended petition is filed, then the county election commission shall attach a certificate to the petition and return the petition to the person who filed the petition. If an amended petition is deemed sufficient, then the county election commission shall provide notice as required by subdivision (b)(4)(A).

(c) A separate petition must be filed for each local board of education member sought to be removed.

(d) A county election commission shall call an election on the question of whether to recall a local board of education member if the county election commission determines that a petition is sufficient in accordance with subdivision (b)(4). The question must only be posed to voters who are represented by the local board of education member sought to be removed. The question on the ballot must ask whether the local board of education member should be recalled, and the voter must be provided the option to vote "for recall" or "against recall." If sixty-six percent (66%) or more of those voting vote "for recall," then the person named shall be declared removed from office and the office must be declared vacant. A vacancy must be filled in accordance with § 49-2-202(e). No election for the purpose of recall shall be held within a period beginning ninety (90) days before and ending ninety (90) days after a regular election.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Rep. Todd requested that House Amendment No. 4 be placed at the heel of the amendments.

Rep. Sanderson requested that House Amendment No. 5 be placed at the heel of the amendments.

Rep. Cochran moved adoption of House Amendment No. 6 as follows:

Amendment No. 6

AMEND Senate Bill No. 185 by adding the following as a new, appropriately designated subsection in the amendatory language of Section 1:

() This section does not apply in any county having a population, according to the 2010 federal census or any subsequent federal census, of:

(1) Not less than fifty-two thousand two hundred (52,200) and not more than fifty-two thousand three hundred (52,300); or

(2) Not less than forty-four thousand five hundred (44,500) and not more than forty-four thousand six hundred (44,600).

Rep. Todd moved that House Amendment No. 6 be tabled, which motion prevailed by the following vote:

Ayes 50
Noes 44

Representatives voting aye were: Baum, Boyd, Bricken, Carr, Carter, Cepicky, Crawford, Daniel, Doggett, Dunn, Eldridge, Gant, Griffey, Halford, Hazlewood, Helton, Hill M, Hill T, Holt, Howell, Hulsey, Hurt, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Marsh, Moody, Moon,

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Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Van Huss, Weaver, White, Wright, Zachary, Mr. Speaker Casada--50

Representatives voting no were: Beck, Calfee, Camper, Chism, Clemmons, Cochran, Coley, Cooper, DeBerry, Dixie, Faison, Farmer, Freeman, Garrett, Hakeem, Hall, Hardaway, Haston, Hawk, Hicks, Hodges, Holsclaw, Jernigan, Johnson C, Johnson G, Lafferty, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Russell, Sanderson, Shaw, Staples, Stewart, Thompson, Towns, Travis, Vaughan, Williams, Windle--44

Rep. Russell moved that House Amendment No. 7 be withdrawn, which motion prevailed.

Rep. Parkinson moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 185 by adding the following as a new subsection in the amendatory language of Section 1:

(e) This section does not apply in any county having a population greater than nine hundred thousand (900,000), according to the 2010 federal census or any subsequent federal census.

Rep. Todd moved that House Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes	54
Noes.....	42
Present and not voting.....	1

Representatives voting aye were: Boyd, Bricken, Byrd, Calfee, Carr, Cepicky, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Farmer, Gant, Griffey, Halford, Hazlewood, Helton, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Keisling, Kumar, Lamberth, Littleton, Lynn, Marsh, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Sexton C, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Van Huss, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--54

Representatives voting no were: Baum, Beck, Camper, Chism, Clemmons, Cochran, Coley, Cooper, DeBerry, Dixie, Faison, Freeman, Hakeem, Hall, Hardaway, Haston, Hawk, Hicks, Hodges, Jernigan, Johnson C, Johnson G, Lafferty, Lamar, Leatherwood, Love, Miller, Mitchell, Ogles, Parkinson, Potts, Powell, Russell, Sanderson, Shaw, Staples, Stewart, Thompson, Towns, Travis, Vaughan, Windle--42

Representatives present and not voting were: Garrett--1

Rep. Beck moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND Senate Bill No. 185 by adding the following as a new appropriately designated subsection in the amendatory language of Section 1:

() This section does not apply in any county having a metropolitan form of government with a population of greater than five hundred thousand (500,000), according to the 2010 federal census or any subsequent federal census.

Rep. Todd moved that House Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	54
Noes.....	40
Present and not voting.....	1

Representatives voting aye were: Boyd, Bricken, Byrd, Calfee, Carr, Cepicky, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Farmer, Gant, Griffey, Halford, Haston, Hazlewood, Helton, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lamberth, Littleton, Marsh, Moon, Powers, Ragan, Reedy, Rudd, Rudder, Sexton C, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Van Huss, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--54

Representatives voting no were: Baum, Beck, Camper, Chism, Clemmons, Cochran, Coley, Cooper, DeBerry, Dixie, Freeman, Garrett, Hakeem, Hall, Hardaway, Hawk, Hicks, Hodges, Jernigan, Johnson G, Lafferty, Lamar, Leatherwood, Love, Miller, Mitchell, Ogles, Parkinson, Potts, Powell, Russell, Sanderson, Shaw, Staples, Stewart, Thompson, Towns, Travis, Vaughan, Windle--40

Representatives present and not voting were: Ramsey--1

Rep. Todd moved adoption of House Amendment No. 4 as follows:

Amendment No. 4

AMEND Senate Bill No. 185 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 2, Part 2, is amended by adding the following language as a new section:

(a) A local board of education member that is elected, or appointed to fill a vacancy, under this chapter may be removed from office by the registered voters of the county.

(b)

(1) A person who resides within the geographic boundaries of the local board of education district of which a local board of education member is sought to be removed may file a petition with the county election commission that demands the recall of the local board of education member. The petition must be signed by registered voters who reside within the geographic boundaries of the local board of education district of which the local board of education member is sought to be removed equal in number to at least sixty-six percent (66%) of the total vote cast for that member in the last regular election. Each person

signing the petition must sign the person's name, provide the date of signing, and provide the signer's place of residence by street and number or by other customary designation.

(2) The petition must contain a general statement of the grounds upon which the removal is sought.

(3) A petition must include a sworn affidavit by the petition circulator stating the number of petition signers, that each petition signature is the genuine signature of the person whose name it purports to be, and that the signatures were made in the presence of the affiant.

(4) Within fifteen (15) days of receipt of the petition, the county election commission shall determine the sufficiency of the petition signatures. The county election commission shall attach a certificate to the petition with the results. If the county election commission determines the petition signatures are:

(A) Sufficient, then, within seven (7) days of such determination, the county election commission shall give notice of the filed petition by publication in a newspaper of general circulation and shall provide the grounds upon which removal of a local board of education member is sought; or

(B) Insufficient, then the person who filed the petition may amend the petition within ten (10) days from the date of the certificate and file the amended petition with the county election commission. Within fifteen (15) days of receipt of an amended petition, the county election commission shall make a sufficiency determination. If the amended petition is still deemed insufficient or if no amended petition is filed, then the county election commission shall attach a certificate to the petition and return the petition to the person who filed the petition. If an amended petition is deemed sufficient, then the county election commission shall provide notice as required by subdivision (b)(4)(A).

(c) A separate petition must be filed for each local board of education member sought to be removed.

(d) A county election commission shall call an election on the question of whether to recall a local board of education member if the county election commission determines that a petition is sufficient in accordance with subdivision (b)(4). The question must only be posed to voters who are represented by the local board of education member sought to be removed. The question on the ballot must ask whether the local board of education member should be recalled, and the voter must be provided the option to vote "for recall" or "against recall." If sixty-six percent (66%) or more of those voting vote "for recall," then the person named shall be declared removed from office and the office must be declared vacant. A vacancy must be filled in accordance with § 49-2-202(e). No election

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for the purpose of recall shall be held within a period beginning ninety (90) days before and ending ninety (90) days after a regular election.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Rep. Todd requested that **Senate Bill No. 185** be moved down 4 places on today's Calendar, which motion prevailed.

***House Bill No. 41** -- Handgun Permits - As introduced, requires the department of safety to issue a handgun carry permit containing zeros in place of an expiration date upon request by a permit holder or applicant who is in the military and stationed outside this state. - Amends TCA Section 39-17-1351. by *Van Huss, *Todd, *Lamberth, *Littleton, *Parkinson, *Johnson C, *Sherrell, *Hodges, *Terry, *Whitson, *Cepicky, *Tillis, *Kumar, *Griffey, *Ogles, *Hurt, *Russell, *Ragan, *Faison, *Cochran, *White. (SB95 by *Watson, *Crowe)

Rep. Van Huss requested that **House Bill No. 41** be moved to the heel of the Calendar, which motion prevailed.

House Bill No. 967 -- Funeral Directors and Embalmers - As introduced, authorizes operators of crematory facilities who provide free services for the cremation of human remains to receive a refund of the permit fee paid for such services. - Amends TCA Title 62, Chapter 5; Title 63 and Title 68, Chapter 2. by *Cochran, *Moon, *Helton. (*SB432 by *Bell, *Bailey)

On motion, House Bill No. 967 was made to conform with **Senate Bill No. 432**; the Senate Bill was substituted for the House Bill.

Rep. Cochran moved that **Senate Bill No. 432** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--94

A motion to reconsider was tabled.

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***House Bill No. 695** -- Taxes, Exemption and Credits - As introduced, creates sales and use tax exemption for sale of public safety and public works-related goods to certain nonprofit property owners associations. - Amends TCA Title 67, Chapter 6, Part 3. by *Russell, *Sexton C. (SB1455 by *Bailey, *Yager)

On motion, House Bill No. 695 was made to conform with **Senate Bill No. 1455**; the Senate Bill was substituted for the House Bill.

Rep. Russell moved that Senate Bill No. 1455 be passed on third and final consideration.

Rep. Lynn moved that Finance, Ways and Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Russell moved that **Senate Bill No. 1455** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 90
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--90

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 1455** and have this statement entered in the Journal: Rep. Van Huss.

REGULAR CALENDAR, CONTINUED

***Senate Bill No. 185** -- Education - As introduced, allows the department of education to post its annual report on its website in lieu of distributing the report to certain persons and entities. - Amends TCA Title 49. by *Jackson. (HB983 by *Todd, *Smith, *Dunn, *Halford, *Helton)

Further consideration of House Bill No. 983, previously considered on April 30, 2019 and today's Regular Calendar, at which time the House substituted the Senate Bill for the House Bill and withdrew Amendment No. 1 and tabled Amendments Nos. 6, 2 and 3.

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Rep. Todd requested that **Senate Bill No. 185** be moved to the heel of the Calendar, which motion prevailed.

***House Bill No. 1460** -- Handgun Permits - As introduced, waives the fee for obtaining a lifetime handgun carry permit for former law enforcement officers who served at least 10 years and left the law enforcement agency while in good standing. - Amends TCA Section 39-17-1351. by *Sherrell, *Lynn, *Griffey, *Reedy, *Keisling, *Carter, *Tillis, *Weaver, *Doggett, *Freeman, *Hulsey, *Smith, *Helton, *Lamberth, *Gant. (SB1347 by *Gresham, *Pody, *Haile, *Jackson)

On motion, House Bill No. 1460 was made to conform with **Senate Bill No. 1347**; the Senate Bill was substituted for the House Bill.

Rep. Sherrell moved that **Senate Bill No. 1347** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--94

A motion to reconsider was tabled.

***House Bill No. 569** -- Public Defenders - As introduced, allows district investigators to include experience as a criminal defense investigator for prior service credits. - Amends TCA Title 8, Chapter 14, Part 1. by *Holsclaw, *Hazlewood. (SB861 by *Crowe)

On motion, House Bill No. 569 was made to conform with **Senate Bill No. 861**; the Senate Bill was substituted for the House Bill.

Rep. Holsclaw moved that **Senate Bill No. 861** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes.....	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges,

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Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***House Bill No. 1177** -- Pensions and Retirement Benefits - As introduced, grants a retirement allowance to a surviving spouse who is a designated beneficiary if the deceased TCRS member is vested instead of requiring that the member have 10 years of creditable service. - Amends TCA Section 8-36-109. by *Weaver, *Lynn, *Doggett, *Freeman, *Cepicky. (SB1371 by *Yager, *Pody)

On motion, House Bill No. 1177 was made to conform with **Senate Bill No. 1371**; the Senate Bill was substituted for the House Bill.

Rep. Weaver moved that **Senate Bill No. 1371** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

House Bill No. 1091 -- Tourism - As introduced, enacts the "Tennessee Commission for the United States Semiquincentennial Commission Act". by *Boyd, *Smith, *Hardaway, *Doggett. (*SB679 by *Gardenhire, *Crowe)

On motion, House Bill No. 1091 was made to conform with **Senate Bill No. 679**; the Senate Bill was substituted for the House Bill.

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Rep. Boyd moved that **Senate Bill No. 679** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

House Bill No. 1262 -- Taxes - As introduced, clarifies that the commissioner of revenue's annual report on tax laws of other states is to be transmitted to the chief clerks of the senate and house of representatives and to the legislative librarian; authorizes the report to be transmitted electronically. - Amends TCA Title 67; Chapter 72 of the Public Acts of 2011; Chapter 193 of the Public Acts of 2017; Chapter 273 of the Public Acts of 2015; Chapter 452 of the Public Acts of 2017; Chapter 480 of the Public Acts of 2013; Chapter 530 of the Public Acts of 2009 and Chapter 602 of the Public Acts of 2007. by *Holt, *Zachary, *Todd, *Moody, *Williams, *Kumar, *Halford, *Cochran, *Haston, *Terry, *Jernigan, *Staples, *Crawford, *Lamberth, *Tillis, *Lynn, *Doggett, *Cepicky, *Helton, *Hicks, *Marsh, *Hall, *Smith, *Coley, *Baum, *Leatherwood, *Reedy, *Sherrell, *Holsclaw, *Weaver, *Hill T, *Vaughan, *White, *Bricken, *Sparks, *Lafferty, *Daniel, *Johnson C, *Sexton J, *Keisling, *Faison, *Windle, *Powers. (*SB398 by *Kelsey, *Stevens, *Bowling, *Dickerson, *Bailey, *Gresham, *Massey, *Pody, *Powers, *Reeves, *Roberts, *Rose, *White)

Rep. Holt moved that House Bill No. 1262 be passed on third and final consideration.

Rep. Lynn requested that Finance, Ways, and Means Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Holt moved that House Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Lynn moved adoption of Finance, Ways, and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1262 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4-1702, is amended by deleting the section in its entirety and substituting instead the following:

There is levied a tax on the privilege of engaging in the following vocations, professions, businesses, or occupations:

(1) Persons registered as lobbyists pursuant to § 3-6-302;

(2) Persons licensed or registered under title 48, chapter 1 as:

(A) Agents;

(B) Broker-dealers; and

(C) Investment advisers;

(3) Persons licensed or registered under title 63 as:

(A) Osteopathic physicians; and

(B) Physicians; and

(4) Persons licensed as attorneys by the supreme court of Tennessee.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to privilege taxes due and payable after May 31, 2020.

On motion, Finance, Ways, and Means Committee Amendment No. 1 was adopted.

Rep. C. Sexton moved the previous question, which motion prevailed.

Rep. Holt moved that **House Bill No. 1262**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	84
Noes.....	0
Present and not voting.....	10

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Parkinson, Potts, Powell, Powers, Ragan, Reedy, Rudd, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Terry, Tillis, Todd, Towns, Travis, Van Huss, Weaver, White, Williams, Windle, Wright, Zachary--84

Representatives present and not voting were: Beck, Chism, Freeman, Johnson G, Lamar, Ogles, Ramsey, Stewart, Thompson, Vaughan--10

A motion to reconsider was tabled.

SPECIAL ORDER

Without objection, Rep. Lamberth moved the House to take up Item No. 3 on Message Calendar No. 2, House Bill No. 939, out of order at this time as follows:

MESSAGE CALENDAR NO. 2

***House Bill No. 939** -- Education - As introduced, extends, from 10 days to 30 days, the period of time after a local board of education orders a student's school assignment within which a parent, guardian, or legal representative may apply to the board for a hearing to challenge the reasonableness of the student's assignment and to request the student's transfer to another school. - Amends TCA Title 49, Chapter 6. by *Lamberth. (SB795 by *Johnson, *Gresham, *Kelsey)

Rep. Dunn moved that the Report of the Conference Committee on House Bill No. 939 be adopted and made the action of the house.

**CONFERENCE COMMITTEE REPORT ON
HOUSE BILL NO. 939**

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on House Bill No. 939 (Senate Bill No. 795) has met and recommends that all amendments be deleted.

The Committee further recommends that the following amendment be adopted:

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, is amended by adding the following language as a new part:

49-6-2601. This part shall be known and may be cited as the "Tennessee Education Savings Account Pilot Program."

49-6-2602.

As used in this part, unless the context otherwise requires:

(1) "Department" means the department of education;

(2) "Eligible postsecondary institution" means:

(A) An institution operated by:

(i) The board of trustees of the University of Tennessee;

(ii) The board of regents of the state university and community college system; or

(iii) A local governing board of trustees of a state university in this state; or

(B) A private postsecondary institution accredited by an accrediting organization approved by the state board of education;

(3) "Eligible student" means a resident of this state who:

(A)

(i) Was previously enrolled in and attended a Tennessee public school for the one (1) full school year immediately preceding the school year for which the student receives an education savings account;

(ii) Is eligible for the first time to enroll in a Tennessee school; or

(iii) Received an education savings account in the previous school year;

(B) Is a student in any of the grades kindergarten through twelve (K-12);

(C)

(i) Is zoned to attend a school in an LEA, excluding the achievement school district (ASD), with ten (10) or more schools:

(a) Identified as priority schools in 2015, as defined by the state's accountability system pursuant to § 49-1-602;

(b) Among the bottom ten percent (10%) of schools, as identified by the department in 2017 in accordance with § 49-1-602(b)(3); and

(c) Identified as priority schools in 2018, as defined by the state's accountability system pursuant to § 49-1-602; or

(ii) Is zoned to attend a school that is in the ASD on the effective date of this act; and

(D) Is a member of a household with an annual income for the previous year that does not exceed twice the federal income eligibility guidelines for free lunch;

(4) "ESA" means an education savings account created by this part;

(5) "High school" means a school in which any combination of grades nine through twelve (9-12) are taught; provided, that the school must include grade twelve (12);

(6) "Legacy student" means a participating student who:

(A)

(i) Graduates from high school; or

(ii) Exits the program by reaching twenty-two (22) years of age;

(B) Has funds remaining in the student's education savings account; and

(C) Has an open education savings account;

(7) "Local education agency" or "LEA" has the same meaning as defined in § 49-1-103;

(8) "Parent" means the parent, guardian, person who has custody of the child, or individual who has caregiving authority under § 49-6-3001;

(9) "Participating school" means a private school, as defined by § 49-6-3001(c)(3)(A)(iii), that meets the requirements established by the department of education and the state board of education for a Category I, II, or III private school, and that seeks to enroll eligible students;

(10) "Participating student" means:

(A) An eligible student who is seventeen (17) years of age or younger and whose parent is participating in the education savings account program; or

(B) An eligible student who has reached the age of eighteen (18) and who is participating in the education savings account program;

(11) "Program" means the education savings account program created in this part;

(12) "Provider" means an individual or business that provides educational services in accordance with this part and that meets the requirements established by the department of education and the state board of education; and

(13) "State board" means the state board of education.

(a) To participate in the program, a parent of an eligible student who is seventeen (17) years of age or younger, or an eligible student who has reached the age of eighteen (18) must agree in writing to:

(1) Ensure the provision of an education for the participating student that satisfies the compulsory school attendance requirement provided in § 49-6-3001(c)(1) through enrollment in a private school, as defined in § 49-6-3001(c)(3)(A)(iii), that meets the requirements established by the department and the state board for a Category I, II, or III private school;

(2) Not enroll the participating student in a public school while participating in the program;

(3) Release the LEA in which the participating student resides from all obligations to educate the participating student while participating in the program. Participation in the program has the same effect as a parental refusal to consent to the receipt of services under the Individuals with Disabilities Education Act (IDEA) (20 U.S.C. § 1414);

(4) Only use the funds deposited in a participating student's ESA for one (1) or more of the following expenses of the student:

(A) Tuition or fees at a participating school;

(B) Textbooks required by a participating school;

(C) Tutoring services provided by a tutor or tutoring facility that meets the requirements established by the department and the state board;

(D) Fees for transportation to and from a participating school or educational provider paid to a fee-for-service transportation provider;

(E) Fees for early postsecondary opportunity courses and examinations required for college admission;

(F) Computer hardware, technological devices, or other technology fees approved by the department, if the computer hardware, technological device, or technology fee is used for the student's educational needs and is purchased through a participating school, private school, or provider;

(G) School uniforms, if required by a participating school;

(H) Tuition and fees for summer education programs and specialized afterschool education programs, as approved by the department, which do not include afterschool childcare;

(I) Tuition and fees at an eligible postsecondary institution;

(J) Textbooks required by an eligible postsecondary institution;

(K) Educational therapy services provided by therapists that meet the requirements established by the department and the state board; or

(L) Fees for the management of the ESA by a private or non-profit financial management organization, as approved by the department. The fees must not exceed two percent (2%) of the funds deposited in a participating student's ESA in a fiscal year; and

(5) Verify that the student's household income meets the requirements of § 49-6-2602(3)(D) by providing a federal income tax return from the previous year or by providing proof that the parent of an eligible student who is seventeen (17) years of age or younger, or an eligible student who has reached the age of eighteen (18), is eligible to enroll in the state's temporary assistance for needy families (TANF) program. Household income must be verified under this subdivision (a)(5):

(A) When the parent of the eligible student or the eligible student, as applicable, submits an application to participate in the program; and

(B) At least once every year, according to the schedule and income-verification process developed by the department.

(b) This part does not prohibit a parent or third party from paying the costs of educational programs and services for a participating student that are not covered by the funds in an ESA.

(c) When a participating student reaches the age of eighteen (18), the rights accorded to, and any consent required of, the participating student's parent under this part transfer from the participating student's parent to the participating student.

(d) For purposes of continuity of educational attainment, and subject to the eligibility requirements of § 49-6-2602(3)(A) and (B), a participating student may participate in the program, unless the student is suspended or terminated from participating in the program under § 49-6-2608, until:

(1) The participating student:

(A) Enrolls in a public school;

(B) Ceases to be a resident of the LEA in which the student resided when the student began participating in the program;

(C) Graduates or withdraws from high school; or

(D) Reaches twenty-two (22) years of age between the commencement of the school year and the conclusion of the school year, whichever occurs first; or

(2) The parent of the participating student or the participating student, as applicable:

(A) Fails to verify that the participating student's household income meets the requirements of § 49-6-2602(3)(D) according to the schedule and income-verification process developed by the department; or

(B) Verifies, according to the schedule and income-verification process developed by the department, that the participating student's household income does not meet the requirements of § 49-6-2602(3)(D).

(e) A participating student, who is otherwise eligible to return to the student's LEA, may return to the student's LEA at any time after enrolling in the program. Upon a participating student's return to the student's LEA, the student's ESA will be closed and any remaining funds must be returned to the state treasurer to be placed in the basic education program account of the education trust fund of 1992 under §§ 49-3-357 and 49-3-358.

(f)

(1) If a participating student ceases to be a resident of the LEA in which the student resided when the student began participating in the program, then the student's ESA will be closed and any remaining funds must be returned to the state treasurer to be placed in the basic education program account of the education trust fund of 1992 under §§ 49-3-357 and 49-3-358.

(2) If the parent of a participating student or the participating student, as applicable, fails to verify that the participating student's household income meets the requirements of § 49-6-2602(3)(D) according to the schedule and income-verification process developed by the department, or if the parent of a participating student or the participating student, as applicable, verifies, according to the schedule and income-verification process developed by the department, that the participating student's household income does not meet the requirements of § 49-6-2602(3)(D), then the student's ESA will be closed and any remaining funds must be returned to the state treasurer to be placed in the basic education program account of the education trust fund of 1992 under §§ 49-3-357 and 49-3-358.

(g) Any funds remaining in a participating student's ESA upon graduation from high school or exiting the program by reaching twenty-two (22) years of age may be used by the student when the student becomes a legacy student to attend or take courses from an eligible postsecondary institution, with qualifying expenses subject to the conditions of subdivision (a)(4).

(h) A participating student's ESA will be closed, and any remaining funds must be returned to the state treasurer to be placed in the basic education program account of the education trust fund of 1992 under §§ 49-3-357 and 49-3-358, after the first of the following events:

(1) Upon a legacy student's graduation from an eligible postsecondary institution;

(2) After four (4) consecutive years elapse immediately after a legacy student enrolls in an eligible postsecondary institution;

(3) After a participating student or legacy student exits the program and is not enrolled in an eligible postsecondary institution; or

(4) After a participating or legacy student reaches twenty-two (22) years of age and is not enrolled in an eligible postsecondary institution.

(i) Funds received pursuant to this part:

(1) Constitute a scholarship provided for use on qualified educational expenses listed in subdivision (a)(4); and

(2) Do not constitute income of a parent of a participating student under title 67, chapter 2 or any other state law.

(j) A student who is eligible for both the program created under this part and an individualized education account under the Individualized Education Act, compiled in chapter 10, part 14 of this title, may apply for both programs but must only participate and receive assistance from one (1) program.

(k) A participating student is ineligible to participate in a sport sanctioned by an association that regulates interscholastic athletics for the first year in which the student attends a participating school if:

(1) The participating student attended a Tennessee public school and participated in that sport;

(2) The student participated in that sport in the year immediately preceding the year in which the participating student enrolled in the participating school; and

(3) The participating student has not relocated outside the LEA in which the Tennessee public school that the participating student formerly attended is located.

(l) The state board shall adopt rules regarding the spending requirements for ESA funds and the use of any unspent funds, as well as rules providing for determining that a student is no longer participating in the program or that a student's ESA should be closed. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

49-6-2604.

(a) The department shall establish:

(1) Procedures to determine student eligibility in accordance with the requirements established by this part;

(2)

(A) An application form that a parent of a student or a student who has reached the age of eighteen (18) may submit to the department to determine the student's eligibility for an ESA and make the application form readily available on the department's website;

(B) An application process that provides a timeline, before the start of the school year for which an application is being submitted, when a parent of a student, or a student who has reached the age of eighteen (18), as applicable, must submit an application to participate in the program. If the application is approved, then the student may participate in the program beginning with the school year identified in the application. If a participating student exits the program, then the student's parent, or the student, as applicable, may reapply to participate in the program in accordance with the application process and timeline established by the department under this subdivision (a)(2)(B);

(3) An approval process for a Category I, II, or III private school to become a participating school;

(4) An application form that a Category I, II, or III private school may submit to the department to become a participating school and make the application form readily available on the department's website;

(5) An annual application period for a parent of a student, or a student who has reached the age of eighteen (18), to apply for the program; and

(6) An income-verification process for a parent of a participating student who is seventeen (17) years of age or younger, or a participating student who has reached the age of eighteen (18), as applicable, to verify that the participating student's household income meets the requirements of § 49-6-2602(3)(D).

(b) The program shall begin enrolling participating students no later than the 2021-2022 school year.

(c) The number of participating students enrolled in the program must not exceed:

(1) For the first school year of operation, five thousand (5,000) students;

(2) For the second school year of operation, seven thousand five hundred (7,500) students;

(3) For the third school year of operation, ten thousand (10,000) students;

(4) For the fourth school year of operation, twelve thousand five hundred (12,500) students; and

(5) For the fifth school year of operation, and for each school year thereafter, fifteen thousand (15,000) students.

(d)

(1) Notwithstanding subsection (c), if, in the application period for a school year, the number of program applications received by the department does not exceed seventy-five percent (75%) of the maximum number of students that may participate in the program for that school year under subsection (c), then the maximum number of students that may participate in the program for that school year must remain in place for subsequent school years until the number of applications during a subsequent program application period exceeds seventy-five percent (75%) of that maximum number.

(2) Once the number of applications during a subsequent program application period exceeds seventy-five percent (75%) of the maximum number that has remained in place under subdivision (d)(1), then, during the next school year for which an increase is practicable, the maximum number of students that may participate in the program for that school year shall increase to the number of students provided for under subsection (c) that is in excess of the most recent maximum number of students allowed to participate in the program.

(3) This subsection (d) is subject to the caps on the maximum number of students that may participate in the program for a particular school year under subsection (c).

(e) If, in the application period for a school year, the number of program applications received by the department exceeds the maximum number of students that may participate in the program for that school year under subsection (c), then the department shall select students for participation in the program through an enrollment lottery process. Students who participated in the program in the previous school year receive enrollment preference and, as a result, are excluded from entering into an enrollment lottery. If an enrollment lottery is conducted, then enrollment preference must be granted in the following order:

(1) Students who have a sibling participating in the program;

(2) Students zoned to attend a priority school as defined by the state's accountability system pursuant to § 49-1-602;

(3) Students eligible for direct certification under 42 U.S.C. § 1758(b)(4);
and

(4) All other eligible students.

49-6-2605.

(a) The maximum annual amount to which a participating student is entitled under the program must be equal to the amount representing the per pupil state and local funds generated and required through the basic education program (BEP) for the LEA in which the participating student resides, but must not exceed the combined statewide average of required state and local BEP allocations per pupil. The state board of education may promulgate rules to annually calculate and determine the combined statewide average of required state and local BEP allocations per pupil.

(b)

(1) For the purpose of funding calculations, each participating student must be counted in the enrollment figures for the LEA in which the participating student resides. The ESA funds for participating students must be subtracted from the state BEP funds otherwise payable to the LEA. The department shall remit funds to a participating student's ESA on at least a quarterly basis. Any funds awarded under this part are the entitlement of the participating student or legacy student, under the supervision of the participating student's or legacy student's parent if the participating student or legacy student is seventeen (17) years of age or younger.

(2)

(A) There is established a school improvement fund to be administered by the department that, for the first three (3) fiscal years in which the program enrolls participating students and subject to appropriation, shall disburse an annual grant to each LEA to be used for school improvement in an amount equal to the ESA amount for participating students under the program who:

(i) Were enrolled in and attended a school in the LEA for the one (1) full school year immediately preceding the school year in which the student began participating in the program; and

(ii) Generate BEP funds for the LEA in the applicable fiscal year that will be subtracted from the state BEP funds payable to the LEA under subdivision (b)(1).

(B)

(i) Any balance of unused funds allocated to the program remaining at the end of any of the first three (3) fiscal years of the program must be disbursed as an annual school improvement grant to LEAs that have priority schools as defined by the state's accountability system pursuant to § 49-1-602, but that do not have participating students in the program.

(ii) After the first three (3) fiscal years in which the program enrolls participating students, the department shall disburse any appropriations to the fund established in this subdivision (b)(2) as school improvement grants for programs to

support schools identified as priority schools, as defined by the state's accountability system pursuant to § 49-1-602, for 2021 or any year thereafter.

(3) Any balance in the fund established in subdivision (b)(2) remaining unexpended on the program at the end of any fiscal year after the third fiscal year does not revert to the general fund, but is carried forward for expenditure in subsequent years.

(c) The department shall provide parents of participating students or students, as applicable, with a written explanation of the allowable uses of ESA funds, the responsibilities of parents regarding ESA funds and the parents' participating students, and the department's duties regarding ESA funds and eligible students, participating students, and legacy students.

(d) The department shall post on the department's website a list of participating schools for each school year, the grades taught in each participating school, and any other information that the department determines may assist parents in selecting a participating school.

(e) The department shall strive to ensure that lower-income families and families with students listed under § 49-6-2604(e) are notified of the program and of the eligibility requirements to participate in the program.

(f) The department shall strive to ensure that parents of students with disabilities receive notice that participation in the program has the same effect as a parental refusal to consent to the receipt of services under the Individuals with Disabilities Education Act (IDEA) (20 U.S.C. § 1414).

(g) The department shall adopt policies or procedures necessary for the administration of the program, including, but not limited to, procedures for establishing, or contracting for the establishment of, an anonymous online fraud reporting service and telephone hotline, for reporting fraudulent activity related to ESAs, and for conducting or contracting for random, quarterly, or annual review of accounts.

(h) The department may deduct six percent (6%) from the annual ESA award amount to cover the costs of overseeing the funds and administering the program.

(i) The department may contract with a nonprofit organization to administer some or all portions of the program.

49-6-2606.

(a)

(1) As a condition of participating in the program, participating students in grades three through eleven (3-11) must be annually administered the Tennessee comprehensive assessment program (TCAP) tests for math and English language arts, or successor tests authorized by the state board of education for math and English language arts.

(2) For participating students enrolled full-time in a participating school, the participating school shall annually administer the tests required in subdivision (a)(1) to participating students.

(3) For participating students seventeen (17) years of age or younger who are not enrolled full-time in a participating school, the participating student's parent must ensure that the participating student is annually administered the tests required in subdivision (a)(1). A participating student who has reached the age of eighteen (18) and who is not enrolled full-time in a participating school must ensure that the participating student is annually administered the tests required in subdivision (a)(1).

(b) The department shall ensure that:

(1) Parents report the participating student's graduation from high school to the department; and

(2) A parental satisfaction survey is created and annually disseminated to parents of participating students that requests the following information:

(A) Parental satisfaction with the program, including parental recommendations, comments, and concerns;

(B) Whether the parent terminated the participating student's participation in the program and the reason for termination;

(C) Methods to improve the effectiveness of the program, including parental recommendations for doing so; and

(D) The number of years the parent's participating student has participated in the program.

(c) In compliance with all state and federal student privacy laws, beginning at the conclusion of the first fiscal year in which the program enrolls participating students, the department shall produce an annual report that is accessible on the department's website with information about the program for the previous school year. The report must include:

(1) The number of students participating in the program;

(2) Participating student performance on annual assessments required by this section, aggregated by LEA and statewide;

(3) Aggregate graduation outcomes for participating students in grade twelve (12); and

(4) Results from the parental satisfaction survey required in subdivision (b)(2).

(d) In compliance with all state and federal student privacy laws, the program is subject to audit by the comptroller of the treasury or the comptroller's designee no later than the first fiscal year in which the program enrolls participating students and annually thereafter. The audit may include a sample of ESAs to evaluate the eligibility of the participating students, the funds deposited in the ESAs, and whether ESA funds are being used for authorized expenditures. The audit may also include an analysis of the department's ESA monitoring process and the sufficiency of the department's fraud protection measures. The department shall cooperate fully with the comptroller of the treasury or the comptroller's designee in the performance of the audit. The audit must be made available to the members of the general assembly.

(e)

(1) Data from the Tennessee comprehensive assessment program (TCAP) tests, or successor tests authorized by the state board of education, that are annually administered to participating students in grades three through eleven (3-11) pursuant to subsection (a) must be used to determine student achievement growth, as represented by the Tennessee Value-Added Assessment System (TVAAS), developed pursuant to chapter 1, part 6 of this title, for participating schools.

(2) The department shall, in compliance with all state and federal student privacy laws, make the TVAAS score of each participating school publicly available on the department's website.

49-6-2607.

(a) ESA funds shall only be used for the expenses listed in § 49-6-2603(a)(4).

(b) The department shall establish and maintain separate ESAs for each participating student and shall verify that the uses of ESA funds are permitted under § 49-6-2603(a)(4) and institute fraud protection measures. Use of ESA funds on tuition and fees, computer hardware or other technological devices, tutoring services, educational therapy services, summer education programs and specialized afterschool education programs, and any other expenses identified by the department must be pre-approved by the department. Pre-approval shall be requested by completing and submitting the department's pre-approval form. The department shall develop processes to effectuate this subsection (b).

(c) To document compliance with subsection (a), participating schools, providers, and eligible postsecondary institutions shall provide parents of participating students or participating students, as applicable, with a receipt for all expenses paid to the participating school, provider, or eligible postsecondary institution using ESA funds.

(d) A participating school, provider, or eligible postsecondary institution shall not, in any manner, refund, rebate, or share funds from an ESA with a parent of a participating student or a participating student. The department shall establish a process for funds to be returned to an ESA by a participating school, provider, or eligible postsecondary institution.

(e) To ensure the safety and equitable treatment of participating students, participating schools shall:

(1) Comply with all state and federal health and safety laws applicable to nonpublic schools;

(2) Certify that the participating school will not discriminate against participating students or applicants on the basis of race, color, or national origin;

(3) Comply with § 49-5-202;

(4) Conduct criminal background checks on employees; and

(5) Exclude from employment:

(A) Any person who is not permitted by state law to work in a nonpublic school; and

(B) Any person who might reasonably pose a threat to the safety of students.

(f) An LEA shall provide a participating school that has admitted a participating student with a complete copy of the participating student's school records in the LEA's possession to the extent permitted by state and federal student privacy laws.

49-6-2608.

(a)

(1) The department may suspend or terminate a participating school's or provider's participation in the program if the department determines that the participating school or provider has failed to comply with the requirements of this part.

(2) The state board shall promulgate rules allowing the department to suspend or terminate a participating school's participation in the program due to low academic performance, as determined by the department.

(3) If the department suspends or terminates a participating school's or provider's participation under this subsection (a), then the department shall notify affected participating students and the parents of participating students of the decision. If a participating school's or provider's participation in the program is suspended or terminated, or if a participating school or provider withdraws from the program, then affected participating students remain eligible to participate in the program.

(b) The department may suspend or terminate a participating student from the program, or close a legacy student's ESA, if the department determines that the participating student's or legacy student's parent or the participating student or legacy

student has failed to comply with the requirements of this part. If the department terminates a participating student's or legacy student's participation in the program, then the department shall close the participating student's or legacy student's ESA.

(c) A parent of a participating student, a participating student, a legacy student, or any other person who uses the funds deposited in a participating student's ESA for expenses that do not constitute one (1) or more of the qualified expenses listed in § 49-6-2603(a)(4), or a parent of a participating student, a participating student, a legacy student, or any other person who misrepresents the nature, receipts, or other evidence of any expenses paid by the parent of a participating student, by a participating student, or by a legacy student is liable for restitution to the department in an amount equal to the amount of such expenses.

(d) If a person knowingly uses ESA funds for expenses that do not constitute one (1) or more of the qualified expenses listed in § 49-6-2603(a)(4) with the intent to defraud the program or knowingly misrepresents the nature, receipts, or other evidence of any expenses paid with the intent to defraud the program, then the department may refer the matter to the appropriate enforcement authority for criminal prosecution.

(e) Any funds remaining in an ESA that is closed in accordance with subsection (b) must be returned to the state treasurer to be placed in the basic education program (BEP) account of the education trust fund of 1992 under §§ 49-3-357 and 49-3-358.

(f) The state board shall promulgate rules to effectuate this section, including rules to establish a process for a participating school's, provider's, participating student's, or legacy student's suspension or termination from the program. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

49-6-2609.

(a) A participating school or provider is autonomous and not an agent of this state.

(b) The creation of the ESA program does not expand the regulatory authority of this state, the officers of this state, or an LEA to impose any additional regulation of participating schools or providers beyond the rules and regulations necessary to enforce the requirements of the program.

(c) This state gives participating schools and providers maximum freedom to provide for the educational needs of participating students without governmental control. Neither a participating school nor a provider is required to alter its creed, practices, admissions policies, or curriculum in order to accept participating students, other than as is necessary to comply with the requirements of the program.

49-6-2610.

The state board is authorized to promulgate rules to effectuate the purposes of this part. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

49-6-2611.

(a)

(1) The general assembly recognizes this state's legitimate interest in the continual improvement of all LEAs and particularly the LEAs that have consistently had the lowest performing schools on a historical basis. Accordingly, it is the intent of this part to establish a pilot program that provides funding for access to additional educational options to students who reside in LEAs that have consistently and historically had the lowest performing schools.

(2)

(A) On January 1 following the third fiscal year in which the program enrolls participating students, and every January 1 thereafter, the office of research and education accountability (OREA), in the office of the comptroller of the treasury, shall provide a report to the general assembly to assist the general assembly in evaluating the efficacy of the program. The report must include, in compliance with all state and federal student privacy laws:

(i) The information contained in the department's annual report prepared pursuant to § 49-6-2606(c);

(ii) Academic performance indicators for participating students in the program including, but not limited to, data generated from the tests administered to participating students pursuant to § 49-6-2606(a)(1);

(iii) Audit reports prepared by the comptroller of the treasury or the comptroller's designee pursuant to § 49-6-2606(d);

(iv) A list of the LEAs that meet the requirements of § 49-6-2602(3)(C)(i) for the most recent year in which the department collected such information; and

(v) Recommendations for legislative action if, based upon the list provided pursuant to subdivision (a)(2)(A)(iv), the LEAs with students who are eligible to participate in the program under § 49-6-2602(3)(C)(i) is no longer consistent with the intent described in subdivision (a)(1).

(B) The department shall assist the OREA in its preparation of the report required under this subdivision (a)(2).

(C) The OREA's initial report to the general assembly under this subdivision (a)(2) must include the information outlined in subdivisions (a)(2)(A)(i)-(iii) for each of the three (3) preceding school years in which the program enrolled participating students.

(b) If any provision of this part or this part's application to any person or circumstance is held invalid, then the invalidity must not affect other provisions or applications of this part that can be given effect without the invalid provision or application, and to that end the provisions of this part are severable.

(c) Notwithstanding subsection (b), if any provision of this part is held invalid, then the invalidity shall not expand the application of this part to eligible students other than those identified in § 49-6-2602(3).

(d) A local board of education does not have authority to assert a cause of action, intervene in any cause of action, or provide funding for any cause of action challenging the legality of this part.

49-6-2612.

An education savings account is a state or local public benefit under § 4-58-102.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

/s/ Senator Dolores Gresham

/s/ Representative Bill Dunn

/s/ Senator Jack Johnson

/s/ Representative Andy Holt

/s/ Senator Mike Bell

/s/ Representative Matthew Hill

/s/ Senator Brian Kelsey

/s/ Representative Charlie Baum

/s/ Representative Rick Staples

Rep. Marsh moved the previous question, which motion prevailed by the following vote:

Ayes 67

Noes..... 30

Representatives voting aye were: Baum, Boyd, Bricken, Calfee, Carr, Carter, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Farmer, Gant, Garrett, Halford, Hall, Haston, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Casada--67

Representatives voting no were: Beck, Byrd, Camper, Chism, Clemmons, Cooper, DeBerry, Dixie, Faison, Freeman, Hakeem, Hardaway, Hawk, Hodges, Jernigan, Johnson G, Keisling, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Windle--30

WEDNESDAY, MAY 1, 2019 -- THIRTY-SIXTH LEGISLATIVE DAY

Rep. Dunn moved that the Report of the Conference Committee on **House Bill No. 939** be adopted and made the action of the house, which motion prevailed by the following vote:

Ayes 51
Noes..... 46

Representatives voting aye were: Baum, Boyd, Carter, Cepicky, Crawford, Curcio, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Garrett, Hall, Hazlewood, Helton, Hill M, Hill T, Holt, Howell, Hulse, Hurt, Johnson C, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Powers, Ragan, Reedy, Rudd, Rudder, Sanderson, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Van Huss, White, Williams, Wright, Zachary, Mr. Speaker Casada--51

Representatives voting no were: Beck, Bricken, Byrd, Calfee, Camper, Carr, Chism, Clemmons, Cochran, Coley, Cooper, Dixie, Freeman, Gant, Griffey, Hakeem, Halford, Hardaway, Haston, Hawk, Hicks, Hodges, Holsclaw, Jernigan, Johnson G, Keisling, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Ramsey, Russell, Sexton C, Shaw, Staples, Stewart, Thompson, Towns, Travis, Vaughan, Weaver, Whitson, Windle--46

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "not voting" to "aye" on the adoption of the Conference Committee Report on **House Bill No. 939** and have this statement entered in the Journal: Reps. Ogles and Daniel.

RECESS MOTION

Rep. Lamberth moved that the House stand in recess until 1:30 p.m., which motion prevailed.

RECESS EXPIRED

The recess having expired, the House was called to order by Mr. Speaker Casada.

ROLL CALL DISPENSED

On motion of Rep. Lamberth the roll call was dispensed with.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE MESSAGES

***House Bill No. 167** -- Criminal Offenses - As introduced, requires a mandatory 30-day sentence for theft of a firearm; creates the Class D felony offense of bringing a telecommunication device into a penal institution; revises other various provisions of criminal law. - Amends TCA Title 39; Title 40 and Title 55. by *Lamberth, *Curcio, *Farmer, *Gant, *White, *Casada, *Dixie, *Griffey, *Littleton, *Moon, *Whitson, *Sherrell, *Helton, *Haston, *Ogles, *Hardaway, *Coley. (SB403 by *Stevens, *Yager, *White)

Rep. Lamberth moved that **House Bill No. 167** be returned to the Senate, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 509 -- Children's Services, Dept. of - As introduced, changes from March 1 to March 31 the date by which the department must appear before the appropriate committees in the senate and house of representatives for a review of the department's policies that affect the children it serves. - Amends TCA Title 4; Title 9; Title 36 and Title 37. by *Littleton, *Jernigan, *Hardaway, *White, *Smith, *Calfee, *Helton. (*SB209 by *Haile)

Rep. Littleton moved that the House non-concur in Senate Amendment No. 3 to **House Bill No. 509**, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 632** -- Teachers, Principals and School Personnel - As introduced, allows a teacher who demonstrates an overall performance effectiveness level of "above expectations" or "significantly above expectations" for three consecutive years to receive an overall evaluation score of "above expectations" in certain years under certain circumstances. - Amends TCA Title 49. by *Terry. (SB565 by *Bowling, *Briggs)

Rep. Terry moved that the House non-concur in Senate Amendment No. 1 to **House Bill No. 632**, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 1016** -- Local Education Agencies - As introduced, requires students to pass a civics test to receive a full diploma upon graduation from high school; requires LEAs to include all 100 questions from the United States civics test, instead of only 25 to 50 questions, on the civics test prepared by the LEA; increases from 70 to 75 the percentage of questions a student must correctly answer to pass the civics test. - Amends TCA Title 49. by *Weaver, *Coley, *Van Huss, *Kumar, *Cepicky, *Lafferty, *Hall, *Ragan, *Sanderson, *Holt, *Doggett, *Baum, *Helton, *Carter, *Eldridge, *Reedy, *Rudd, *Rudder, *Wright, *Smith, *Williams, *Lynn, *Cochran, *Marsh, *Hill T, *Terry, *Powers. (SB1243 by *Gresham, *Hensley, *Pody, *Bowling, *Reeves, *Bailey, *Dickerson, *Kelsey, *Swann, *White, *Jackson, *Haile, *Rose)

Senate Amendment No. 1

AMEND House Bill No. 1016 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-408(b), is amended by deleting the subsection and substituting instead the following:

An LEA shall prepare a test for its students composed of at least fifty (50) questions from those questions described in subsection (a). The test must be composed of at least twenty-nine (29) questions on American government, at least sixteen (16) questions on American history, and at least seven (7) questions on integrated civics. The LEA may prepare multiple versions of the test for use in different schools and at different times.

SECTION 2. Tennessee Code Annotated, Section 49-6-408(c), is amended by deleting the second sentence.

SECTION 3. Tennessee Code Annotated, Section 49-6-408(d), is amended by deleting the subsection and substituting instead the following:

A student must correctly answer at least seventy percent (70%) of the questions to receive a passing score on the test.

SECTION 4. Tennessee Code Annotated, Section 49-6-408(e), is amended by deleting the subsection and substituting instead the following:

The department shall recognize a school on the department's website as a United States civics all-star school for any school year in which all of the school's seniors receiving a regular diploma make a passing grade of eighty-five percent (85%) or more on the United States civics test required under subsection (a).

SECTION 5. Tennessee Code Annotated, Section 49-6-408, is amended by adding the following language as a new subsection:

Notwithstanding § 49-6-6001(a), a student must take and pass the civics test required by this section in order to meet the social studies course credit requirements to earn a full diploma upon graduation from high school. A passing score on the civics test must be noted on a student's transcript.

SECTION 6. This act shall take effect July 1, 2019, the public welfare requiring it.

WEDNESDAY, MAY 1, 2019 -- THIRTY-SIXTH LEGISLATIVE DAY

Rep. Weaver moved that the House concur in Senate Amendment No. 1 to **House Bill No. 1016**, which motion prevailed by the following vote:

Ayes 77
Noes..... 6

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, DeBerry, Doggett, Eldridge, Faison, Farmer, Gant, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamar, Lamberth, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Potts, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Terry, Thompson, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--77

Representatives voting no were: Clemmons, Dunn, Hodges, Johnson G, Parkinson, Stewart--6

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 1330 -- Education - As introduced, deletes an obsolete provision requiring the office of research and education accountability to report on whether community schools have met their education and community goals to the education committees of the general assembly by November 1, 2018. - Amends TCA Title 49, Chapter 6, Part 24. by *Haston, *White, *Love, *Camper. (*SB1058 by *Dickerson, *Yarbro, *Akbari, *Gilmore)

Senate Amendment No. 1

AMEND House Bill No. 1330 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-2404, is amended by adding the following as new subsections:

(c) A community school must designate an individual to lead and coordinate the planning and implementation of programming for the school.

(d) A community school is not eligible for any community school grant available under this part unless the school has developed a plan that provides for:

- (1) Integrated student supports;
- (2) Expanded and enriched learning time and opportunities;
- (3) Active family and community engagement; and

(4) Collaborative leadership and practices.

SECTION 2. Tennessee Code Annotated, Section 49-6-2405, is amended by deleting subsection (b) and substituting instead the following:

(1) The department shall strongly encourage LEAs and schools to combine multiple funding sources to create community schools and to support the schools. Federal funds that may be used for such purposes include, but are not limited to, grants provided under Titles I and IV of the Every Student Succeeds Act (Pub. L. No. 114-95).

(2) The department is encouraged to provide LEAs and schools with technical assistance, directly or through a resource and referral directory established and maintained by the department, to locate other available funding sources to create community schools and to support the schools, such as competitive grants, foundation awards, and private donations.

SECTION 3. Tennessee Code Annotated, Section 49-6-2405, is amended by deleting subsection (d) and substituting instead the following:

In order to qualify for a community school grant under this section, a community school must:

(1) Meet the requirements of § 49-6-2404(c) and (d);

(2) Have, at a minimum, the following components:

(A) Before and after school programming each school day to meet the identified needs of students;

(B) Weekend programming;

(C) Four (4) weeks of summer programming, which may be conducted during consecutive or nonconsecutive weeks;

(D) A local advisory group composed of school leadership, parents, and community stakeholders that establishes school-specific programming goals, assesses program needs, and oversees the process of implementing expanded programming;

(E) A program director or resource coordinator who is responsible for establishing the local advisory group, assessing the needs of students and community members, identifying programs to meet those needs, developing the before and after school, weekend, and summer programming, and overseeing the implementation of programming to ensure high-quality, robust participation;

(F) Programming that includes academic excellence aligned with the curriculum, life skills, healthy minds and bodies, parental support and community engagement, and that promotes staying in school, nonviolent behavior, and nonviolent conflict resolution;

(G) Maintenance of attendance records in all programming components;

(H) Maintenance of measurable data showing annual participation and the impact of programming on the participating children and adults;

(I) Documentation of true collaboration between the school and community stakeholders, including local governmental units, civic organizations, families, businesses, and social service providers; and

(J) A nondiscrimination policy ensuring that the community school does not condition participation upon race, ethnic origin, religion, sex, or disability; and

(3)

(A) Conduct a baseline analysis of the school, the contents of which must be developed by the department of education in consultation with the LEA and any community partner providing community school programming; and

(B) Transmit the data collected from the analysis conducted under subdivision (3)(A) to the department at intervals determined by the department in order to measure the effectiveness of the community school programming implemented at the school.

SECTION 4. Tennessee Code Annotated, Title 49, Chapter 6, Part 24, is amended by adding the following as a new section:

(a) The department of education shall work with at least one (1) statewide coalition composed of practitioners, administrators, advocates, and other stakeholders to identify opportunities for the department to support the formation and effective administration of community schools in this state by focusing on and sharing best practices regarding:

(1) Professional development;

(2) Policy and advocacy;

(3) Communications;

(4) Stakeholder engagement; and

(5) Program evaluation.

(b) Subsection (a) does not prohibit the department of education from working with more than one (1) statewide coalition to effectuate the purposes of this section.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

Rep. Haston moved that the House concur in Senate Amendment No. 1 to **House Bill No. 1330**, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamar, Lamberth, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powers, Ragan, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--91

A motion to reconsider was tabled.

SPECIAL ORDER

Without objection, Rep. Lamberth moved the House to take up Regular Calendar, Item No. 10, House Bill No. 740, out of order at this time as follows:

REGULAR CALENDAR

***House Bill No. 740** -- Education - As introduced, replaces the department of economic and community development with the Tennessee higher education commission as the state agency charged with administering grants related to work-based learning programs; revises related provisions. - Amends TCA Title 49, Chapter 11; Title 49, Chapter 7 and Title 50. by *White. (SB1259 by *Gresham)

Rep. White moved that House Bill No. 740 be passed on third and final consideration.

Rep. Haston moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Lynn moved adoption of Finance, Ways, and Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 740 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-7-1202, is amended by deleting the first sentence of the section and substituting instead the following:

The purpose of LEAP is to provide students in colleges of applied technology, community colleges, and, where applicable, high schools the opportunity to combine occupational training in a high-skill or high-need field with academic credit and to apply that combined work and academic experience towards acquiring a postsecondary credential.

SECTION 2. Tennessee Code Annotated, Section 49-7-1206, is amended by deleting the section and substituting instead the following:

Subject to appropriation by the general assembly in the annual appropriations act, the Tennessee higher education commission, in consultation with the board of regents, may award a grant to any college of applied technology or community college in this state that is located in a region where advanced training opportunities or a highly-skilled workforce is lacking. The funds from the grants must be used to establish and implement a LEAP under this part. The commission shall establish procedures for grant applications, eligibility and reporting requirements, and the maximum amount of any grant authorized by this section.

SECTION 3. Tennessee Code Annotated, Section 49-7-1208, is amended by deleting the language "department of economic and community development" wherever it appears in the section and substituting instead the language "Tennessee higher education commission".

SECTION 4. Tennessee Code Annotated, Section 49-7-1210, is amended by deleting the section and substituting instead the following:

On or before January 15 of each year, the Tennessee higher education commission shall submit a report to the education committee of the senate and the education committee of the house of representatives detailing, for each LEAP established in this state, the academic credit attainment of participants and an overview of each program. The commission shall post the report on the commission's website.

SECTION 5. Tennessee Code Annotated, Section 49-11-109, is amended by deleting the section.

SECTION 6. Tennessee Code Annotated, Section 49-11-901, is amended by deleting the section and substituting instead the following:

As used in this part:

(1) "Grant" means a qualified work-based learning grant issued pursuant to this part;

(2) "Grant fund" means the qualified work-based learning grant fund established by § 49-11-903;

(3) "Program operator" means a nonprofit entity that has entered into an agreement with THEC to administer the program established by this part;

(4) "Qualified work-based learning student" means a student who is sixteen (16) years of age or older, enrolled in a Tennessee public high school, and participating in a work-based learning course for academic credit or credit toward completion of a career and technical education program;

(5) "THEC" means the Tennessee higher education commission; and

(6) "Work-based learning" means the application of academic and technical knowledge in a work setting that involves actual work experience.

SECTION 7. Tennessee Code Annotated, Section 49-11-902, is amended by deleting the section and substituting instead the following:

(a) Each LEA implementing work-based learning shall maintain student accident insurance coverage.

(b) The department of education, in coordination with the department of labor and workforce development, the bureau of workers' compensation, and the department of economic and community development, shall make information available to employers and LEAs on applicable wage and hour laws, child labor laws, safety and health laws, workers' compensation, accident insurance, and liability insurance.

SECTION 8. Tennessee Code Annotated, Section 49-11-903, is amended by deleting the section and substituting instead the following:

(a) THEC shall establish and administer a qualified work-based learning grant program to incentivize employer participation in work-based learning and to assist employers with costs associated with work-based learning.

(b) There is created a separate fund within the general fund to be known as the qualified work-based learning grant fund.

(c) The grant fund is composed of:

(1) Funds specifically appropriated by the general assembly for the grant fund; and

(2) Gifts, grants, and other donations received for the grant fund.

(d) Moneys in the grant fund must be invested by the state treasurer for the benefit of the grant fund in accordance with § 9-4-603. Interest accruing on investments and deposits of the grant fund must be returned to the grant fund and remain part of the grant fund.

(e) Any unencumbered funds and any unexpended balance of the grant fund remaining at the end of any fiscal year must not revert to the general fund, but must be carried forward until expended in accordance with this section.

(f) Moneys in the grant fund may only be expended with THEC's approval and in accordance with this section.

(g) THEC shall select a program operator to administer the program established by this part and shall issue a grant from funds available in the qualified work-based learning grant fund to the program operator selected by THEC.

SECTION 9. Tennessee Code Annotated, Section 49-11-905 is amended by deleting the section and substituting instead the following:

To be eligible for a qualified work-based learning grant, an employer who accepts or employs a qualified work-based learning student must submit an application to the program operator on a form prescribed by the program operator, along with any supporting documentation required by the program operator. The program operator shall establish a formal process and deadline for receiving an employer's application. An employer that fails to submit an application by the program operator's established deadline shall not receive any grant allowed under this part. THEC may develop policies and procedures to approve applications.

SECTION 10. Tennessee Code Annotated, Section 49-11-906, is amended by deleting the language "The department" and substituting instead the language "THEC".

SECTION 11. Tennessee Code Annotated, Section 49-11-907, is amended by deleting the language "the department" and substituting instead the language "THEC".

SECTION 12. Tennessee Code Annotated, Section 49-11-908, is amended by deleting the language "the department" and substituting instead the language "THEC".

SECTION 13. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Finance, Ways, and Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

WEDNESDAY, MAY 1, 2019 -- THIRTY-SIXTH LEGISLATIVE DAY

Rep. White moved that **House Bill No. 740**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

House Bill No. 980 -- Tennessee Higher Education Commission - As introduced, clarifies that THEC may submit its annual report on the condition of THEC to the governor and the general assembly in an electronic format. - Amends TCA Title 4 and Title 49. by *White, *Leatherwood, *Moon, *Camper, *Helton, *Cooper, *Shaw, *Lamar. (*SB691 by *Jackson, *Rose)

On motion, House Bill No. 980 was made to conform with **Senate Bill No. 691**; the Senate Bill was substituted for the House Bill.

Rep. White moved that Senate Bill No. 691 be passed on third and final consideration.

Rep. Haston moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. White moved that **Senate Bill No. 691** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

WEDNESDAY, MAY 1, 2019 -- THIRTY-SIXTH LEGISLATIVE DAY

***House Bill No. 1440** -- Law Enforcement - As introduced, requires that a law enforcement officer receive compensation for death in the line of duty when the officer dies while commuting to and from the officer's place of residence. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8 and Title 38. by *Todd, *Russell, *Lynn, *Griffey, *Helton, *Williams, *Boyd, *Doggett, *Freeman, *Hardaway, *Towns, *Faison, *Cooper, *Smith, *Sherrell, *Vaughan, *Weaver. (SB1268 by *Briggs, *Pody, *Jackson, *Rose)

On motion, House Bill No. 1440 was made to conform with **Senate Bill No. 1268**; the Senate Bill was substituted for the House Bill.

Rep. Todd moved that Senate Bill No. 1268 be passed on third and final consideration.

Rep. Keisling moved that State Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Todd moved that **Senate Bill No. 1268** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes.....	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--98

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Dixie

REGULAR CALENDAR, CONTINUED

House Bill No. 1524 -- Education, Higher - As introduced, extends a 25 percent discount on the tuition to any state institution of higher education to every child under 24 years of age whose parent died while employed as a full-time certified teacher in a public school in Tennessee or as a full-time technology coordinator in an LEA in Tennessee. - Amends TCA Title 8 and Title 49, Chapter 7. by *Moody, *Leatherwood, *Lynn, *Griffey, *Byrd, *Ogles, *Terry, *Smith, *Sherrell, *Doggett, *Haston, *Hardaway, *Helton, *Weaver. (*SB1530 by *Rose, *Pody)

On motion, House Bill No. 1524 was made to conform with **Senate Bill No. 1530**; the Senate Bill was substituted for the House Bill.

Rep. Moody moved that Senate Bill No. 1530 be passed on third and final consideration.

Rep. White moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Moody moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 1530 by deleting the language "credible service" in subdivision (a)(1)(C) in Section 2 and substituting instead the language "creditable service".

On motion, House Amendment No. 2 was adopted.

Rep. Moody moved that **Senate Bill No. 1530**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

Representatives present and not voting were: Hicks--1

A motion to reconsider was tabled.

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House Bill No. 866 -- Education, Curriculum - As introduced, expands career and technical education programs to middle school grades; requires the board of career and technical education to plan facilities for comprehensive career and technical training for middle school students. - Amends TCA Title 49. by *DeBerry, *Griffey, *Doggett, *Leatherwood, *Helton, *Hardaway, *Jernigan, *Moon, *Lamar, *Byrd, *Cooper, *Ragan, *Terry, *Littleton. (*SB63 by *Robinson, *Crowe, *Gilmore)

On motion, House Bill No. 866 was made to conform with **Senate Bill No. 63**; the Senate Bill was substituted for the House Bill.

Rep. DeBerry moved that Senate Bill No. 63 be passed on third and final consideration.

Rep. White moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. DeBerry moved that **Senate Bill No. 63** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes.....	5
Present and not voting.....	1

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Moody, Moon, Ogles, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--91

Representatives voting no were: Clemmons, Freeman, Hodges, Mitchell, Potts--5

Representatives present and not voting were: Powell--1

A motion to reconsider was tabled.

***House Bill No. 91** -- Education - As introduced, authorizes LEAs that receive pre-kindergarten program approval to utilize an alternative academic growth indicator approved by the state board of education and adopted by the LEA, rather than the pre-k/kindergarten growth portfolio model approved by the state board of education in the evaluation of pre-kindergarten and kindergarten teachers. - Amends TCA Title 49, Chapter 6, Part 1. by *Hicks, *Carr, *Cochran, *Dunn, *Baum, *Moon, *Holsclaw, *White, *Faison, *Lynn, *Cepicky, *Byrd, *Doggett, *Haston, *Helton, *Gant, *Hurt, *Smith, *Calfee, *Howell, *Zachary, *Coley, *Sanderson, *Hall, *Sparks, *Littleton, *Terry, *Kumar, *Weaver, *Holt, *Tillis, *Ragan, *Sherrell, *Hill T, *Leatherwood, *Shaw, *Farmer. (SB442 by *Bell, *Briggs, *Gardenhire, *Hensley, *Jackson, *Kyle, *Massey, *Powers, *Swann, *White)

On motion, House Bill No. 91 was made to conform with **Senate Bill No. 442**; the Senate Bill was substituted for the House Bill.

Rep. Hicks moved that Senate Bill No. 442 be passed on third and final consideration.

Rep. White moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 442 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-105(e), is amended by deleting the subsection and substituting instead the following:

(e)

(1) LEAs that receive pre-kindergarten program approval under §§ 49-6-103 - 49-6-110 shall utilize the pre-k/kindergarten growth portfolio model approved by the state board of education, or a comparable alternative measure of student growth approved by the state board of education and adopted by the LEA, in the evaluation of pre-kindergarten and kindergarten teachers pursuant to § 49-1-302.

(2) For the 2018-2019 school year, employment termination decisions or adverse compensation decisions for pre-kindergarten or kindergarten teachers shall not be based solely on data generated by the growth portfolio model. This subdivision (e)(2) is repealed on January 1, 2020.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 6, Part 1, is amended by adding the following language as a new section:

(a)

(1) There is created a portfolio review committee composed of the following ten (10) members:

(A) The chair of the education committee of the house of representatives;

(B) The chair of the education committee of the senate;

(C) One (1) member of the house of representatives, to be appointed by the speaker of the house of representatives;

(D) One (1) member of the senate, to be appointed by the speaker of the senate;

(E) One (1) representative from the Tennessee Organization of School Superintendents;

(F) One (1) representative from the Tennessee school boards association;

(G) The commissioner of education, or the commissioner's designee; and

(H) One (1) pre-kindergarten or kindergarten teacher from each grand division of the state, to be appointed as follows:

(i) The speaker of the house of representatives shall appoint one (1) pre-kindergarten or kindergarten teacher from the western grand division;

(ii) The governor shall appoint one (1) pre-kindergarten or kindergarten teacher from the middle grand division; and

(iii) The speaker of the senate shall appoint one (1) teacher from the eastern grand division.

(2) The committee shall:

(A) Review the pre-k/kindergarten growth portfolio model process;

(B) Identify expectations for the pre-k/kindergarten growth portfolio model and areas of improvement for the growth portfolio model; and

(C) Make recommendations related to, at a minimum:

(i) Ways to streamline the growth portfolio model rubrics and processes;

(ii) Opportunities for additional training and resources for teachers using the growth portfolio model;

(iii) Ways to improve the functionality of the growth portfolio platform;

(iv) Opportunities for additional standards training;
and

(v) Ways to improve the peer review process.

(3) The governor shall call the first meeting of the committee.

(4) The committee shall also study and consider alternative options for measuring student growth in pre-kindergarten and kindergarten.

(5) The department of education shall identify additional opportunities for educators and stakeholders throughout this state to provide feedback on the growth portfolio model on an ongoing basis.

(b) Members of the committee shall not receive compensation for serving on the committee, but may be reimbursed for attending committee meetings in accordance with the comprehensive travel regulations promulgated by the commissioner of finance and administration and approved by the attorney general and reporter.

(c) The committee shall report its findings and recommendations to the education committee of the senate and the education committee of the house of representatives no later than August 1, 2019, at which time the committee ceases to exist.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Hicks moved that **Senate Bill No. 442**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell,

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Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 442** and have this statement entered in the Journal: Rep. Hurt.

REGULAR CALENDAR, CONTINUED

House Bill No. 628 -- Adoption - As introduced, requires that guardian ad litem fees in a pending adoption matter be divided equally between the parties; requires the guardian ad litem to bill an indigent party's fees to the administrative office of the courts claims and payment system and bill the remaining parties at the same rate; limits guardian ad litem's hourly rate to \$200 per hour when an indigent party is not involved. - Amends TCA Title 16; Title 36 and Title 37. by *Russell, *Lamberth. (*SB559 by *Johnson)

Rep. C. Sexton moved that **House Bill No. 628** be reset for the last Regular Calendar, which motion prevailed.

***House Bill No. 605** -- Taxes - As introduced, requires the commissioner of revenue to make a thorough study and investigation of the tax laws of other states. - Amends TCA Title 4; Title 65 and Title 67. by *Tillis, *Carter, *Whitson, *Staples, *Lamberth, *Terry, *Holt, *Crawford, *Zachary, *Lynn, *Hazlewood, *Howell, *Ragan, *Sherrell, *Helton, *Littleton, *Byrd, *Doggett, *Faison. (SB1458 by *Bailey, *Bowling, *Stevens, *Reeves, *Rose, *Southerland, *White, *Hensley, *Pody, *Yager)

Rep. Tillis moved that House Bill No. 605 be passed on third and final consideration.

Rep. T. Hill moved that Commerce Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Lynn moved adoption of Finance, Ways, and Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 605 by deleting all language after the caption and substituting instead the following:

WHEREAS, it is the intent of the General Assembly to exempt from sales and use taxes imposed by Title 67, Chapter 6, charges for the installation of fiber-optic cable or charges for the lease of fiber-optic cable without services after such fiber-optic cable

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has become attached to a utility pole, building, or other structure or installed underground; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-6-102(89), is amended by adding the following as a new subdivision:

(C) "Tangible personal property" does not include fiber-optic cable after it has become attached to a utility pole, building, or other structure or installed underground. Such fiber-optic cable is deemed realty for purposes of this chapter upon installation;

SECTION 2. Tennessee Code Annotated, Section 67-4-2009, is amended by deleting subdivision (9) in its entirety.

SECTION 3. This act shall take effect July 1, 2019, the public welfare requiring it.

Rep. Hazlewood moved the previous question on Finance, Way and Means Committee Amendment No. 1, as House Amendment No. 2, which motion prevailed.

On motion, Finance, Ways, and Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Holsclaw moved the previous question, which motion prevailed.

Rep. Tillis moved that **House Bill No. 605**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes.....	10
Present and not voting.....	2

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Miller, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Terry, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Mr. Speaker Casada--85

Representatives voting no were: Clemmons, Cooper, Hardaway, Hulsey, Jernigan, Johnson G, Mitchell, Parkinson, Stewart, Thompson--10

Representatives present and not voting were: Lamar, Zachary--2

A motion to reconsider was tabled.

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House Bill No. 1542 -- Scott County - Subject to local approval, imposes a \$25.00 litigation tax on each case filed in circuit, general sessions, and juvenile courts in the county to fund the Scott County Family Justice Center. - Amends Chapter 247 of the Private Acts of 1982. by *Keisling. (*SB1550 by *Yager)

Rep. Keisling moved that **House Bill No. 1542** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	73
Noes.....	12
Present and not voting.....	11

Representatives voting aye were: Baum, Boyd, Bricken, Calfee, Camper, Carr, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Love, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton C, Sexton J, Shaw, Sherrell, Smith, Thompson, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary--73

Representatives voting no were: Carter, Clemmons, Daniel, DeBerry, Dunn, Holt, Howell, Johnson G, Parkinson, Sanderson, Staples, Stewart--12

Representatives present and not voting were: Beck, Byrd, Cooper, Garrett, Haston, Lynn, Powers, Rudd, Sparks, Terry, Towns--11

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **House Bill No. 1542** and have this statement entered in the Journal: Rep. Doggett.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1543** -- Dickson - Subject to local approval, creates a municipal court. - Amends Chapter 274 of the Private Acts of 1924; as amended. by *Curcio. (SB1551 by *Roberts)

Rep. Curcio moved that **House Bill No. 1543** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	1
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--93

Representatives voting no were: Parkinson--1

Representatives present and not voting were: Cooper--1

A motion to reconsider was tabled.

***House Bill No. 867** -- Child Abuse - As introduced, requires the commissioner of children's services to provide a report to the district attorney general with jurisdiction following a fatality or near fatality of certain children; requires an immediate investigation into a report of child abuse from a party tasked with the education or health and welfare of the child. - Amends TCA Title 37. by *DeBerry, *Littleton, *Hardaway, *Ogles, *White, *Helton, *Shaw. (SB1403 by *Bell)

Rep. DeBerry moved that House Bill No. 867 be passed on third and final consideration.

Rep. Curcio requested that Judiciary Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Lynn moved adoption of Finance, Ways, and Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 867 by deleting all language after the enacting clause and substituting instead the following:

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SECTION 1. Tennessee Code Annotated, Section 37-5-124(a), is amended by adding the following language to the end of the subsection:

The district attorney for the judicial district in which the child was located must also receive a copy of the report provided to the legislators and may communicate with the legislators representing the child about the report and its contents or about any other otherwise confidential information that the legislators may have acquired pursuant to § 37-5-107(d).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Finance, Ways, and Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Curcio moved that Judiciary Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. DeBerry moved that **House Bill No. 867**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0
Present and not voting.....	3

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Camper, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--94

Representatives present and not voting were: Beck, Hodges, Mitchell--3

A motion to reconsider was tabled.

***House Bill No. 1232** -- Lobbying, Lobbyists - As introduced, reduces the amount of time from 30 to 21 days a lobbyist or an employer of a lobbyist has to notify the Tennessee ethics commission following an in-state event to which invitations were extended to the entire membership of the general assembly and thus not subject to the prohibition on gifts. - Amends TCA Title 2 and Title 3. by *Casada, *Lamberth. (SB1231 by *McNally, *Watson, *Kelsey)

Rep. Lamberth moved that House Bill No. 1232 be passed on third and final consideration.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1232 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 3-6-305(b)(8), is amended by deleting the language "seven (7) days in advance" and substituting instead the language "fourteen (14) days in advance".

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, State Committee Amendment No. 1 was adopted.

Rep. Lamberth moved that **House Bill No. 1232**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes.....	0
Present and not voting.....	2

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Staples, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--89

Representatives present and not voting were: Johnson G, Mitchell--2

A motion to reconsider was tabled.

House Bill No. 774 -- Health Care - As introduced, enacts the "Chronic Disease Prevention Act." - Amends TCA Title 33; Title 39; Title 67; Title 68 and Title 71. by *Ramsey, *Whitson, *Wright, *Bricken, *Moon, *Smith, *Hardaway, *Helton. (*SB281 by *Kurita, *Massey)

On motion, House Bill No. 774 was made to conform with **Senate Bill No. 281**; the Senate Bill was substituted for the House Bill.

Rep. Ramsey moved that Senate Bill No. 281 be passed on third and final consideration.

Rep. Terry moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

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Rep. Ramsey moved that **Senate Bill No. 281** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Mr. Speaker Casada--97

A motion to reconsider was tabled.

***Senate Joint Resolution No. 154** -- Constitutional Amendments - Proposes an amendment to the Constitution of Tennessee to provide for the exercise of powers and duties of the governor during disability. by *Massey, *Jackson, *Kelsey, *Briggs. (*SJR154 by)

Further consideration of Senate Joint Resolution No. 154, previously considered on April 24, 2019, April 29, 2019 and April 30, 2019, at which time it was reset for today's Calendar.

Rep. Lamberth moved that **Senate Joint Resolution No. 154** be reset for the last space on the Final Calendar, which motion prevailed.

***Senate Bill No. 1013** -- Debt Adjustors and Bill Collectors - As introduced, enacts the "Debt Resolution Services Act." - Amends TCA Title 47. by *Johnson. (HB1182 by *Keisling, *Hardaway, *Love, *Shaw, *Calfee, *Hazlewood)

Further consideration of Senate Bill No. 1013, previously considered on March 28, 2019, April 4, 2019, April 11, 2019 and April 17, 2019, at which time the House substituted the Senate Bill for the House Bill and withdrew Amendment No. 1.

Rep. Keisling moved that **Senate Bill No. 1013** be reset for the first available Regular Calendar in 2020, which motion prevailed.

***House Bill No. 41** -- Handgun Permits - As introduced, requires the department of safety to issue a handgun carry permit containing zeros in place of an expiration date upon request by a permit holder or applicant who is in the military and stationed outside this state. - Amends TCA Section 39-17-1351. by *Van Huss, *Todd, *Lamberth, *Littleton, *Parkinson, *Johnson C, *Sherrell, *Hodges, *Terry, *Whitson, *Cepicky, *Tillis, *Kumar, *Griffey, *Ogles, *Hurt, *Russell, *Ragan, *Faison, *Cochran, *White. (SB95 by *Watson, *Crowe)

Further consideration of House Bill No. 41, previously considered on today's Calendar.

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On motion, House Bill No. 41 was made to conform with **Senate Bill No. 95**; the Senate Bill was substituted for the House Bill.

Rep. Van Huss moved that Senate Bill No. 95 be passed on third and final consideration.

Rep. Garrett moved that Judiciary Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Van Huss moved that **Senate Bill No. 95** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***Senate Bill No. 185** -- Education - As introduced, allows the department of education to post its annual report on its website in lieu of distributing the report to certain persons and entities. - Amends TCA Title 49. by *Jackson. (HB983 by *Todd, *Smith, *Dunn, *Halford, *Helton)

Further consideration of Senate Bill No. 185, previously considered on April 30, 2019 and today's Regular Calendar, at which time the House substituted the Senate Bill for the House Bill and withdrew Amendment No. 1, tabled Amendments Nos. 6, 2 and 3 and was on the motion to adopt Amendment No. 4.

Amendment No. 4

AMEND Senate Bill No. 185 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 2, Part 2, is amended by adding the following language as a new section:

(a) A local board of education member that is elected, or appointed to fill a vacancy, under this chapter may be removed from office by the registered voters of the county.

(b)

(1) A person who resides within the geographic boundaries of the local board of education district of which a local board of education member is sought to be removed may file a petition with the county election commission that demands the recall of the local board of education member. The petition must be signed by registered voters who reside within the geographic boundaries of the local board of education district of which the local board of education member is sought to be removed equal in number to at least sixty-six percent (66%) of the total vote cast for that member in the last regular election. Each person signing the petition must sign the person's name, provide the date of signing, and provide the signer's place of residence by street and number or by other customary designation.

(2) The petition must contain a general statement of the grounds upon which the removal is sought.

(3) A petition must include a sworn affidavit by the petition circulator stating the number of petition signers, that each petition signature is the genuine signature of the person whose name it purports to be, and that the signatures were made in the presence of the affiant.

(4) Within fifteen (15) days of receipt of the petition, the county election commission shall determine the sufficiency of the petition signatures. The county election commission shall attach a certificate to the petition with the results. If the county election commission determines the petition signatures are:

(A) Sufficient, then, within seven (7) days of such determination, the county election commission shall give notice of the filed petition by publication in a newspaper of general circulation and shall provide the grounds upon which removal of a local board of education member is sought; or

(B) Insufficient, then the person who filed the petition may amend the petition within ten (10) days from the date of the certificate and file the amended petition with the county election commission. Within fifteen (15) days of receipt of an amended petition, the county election commission shall make a sufficiency determination. If the amended petition is still deemed insufficient or if no amended petition is filed, then the county election commission shall attach a certificate to the petition and return the petition to the person who filed the petition. If an amended petition is deemed sufficient, then the county election commission shall provide notice as required by subdivision (b)(4)(A).

(c) A separate petition must be filed for each local board of education member sought to be removed.

(d) A county election commission shall call an election on the question of whether to recall a local board of education member if the county election commission determines that a petition is sufficient in accordance with subdivision (b)(4). The question must only be posed to voters who are represented by the local board of education member sought to be removed. The question on the ballot must ask whether the local board of education member should be recalled, and the voter must be provided the option to vote "for recall" or "against recall." If sixty-six percent (66%) or more of those voting vote "for recall," then the person named shall be declared removed from office and the office must be declared vacant. A vacancy must be filled in accordance with § 49-2-202(e). No election for the purpose of recall shall be held within a period beginning ninety (90) days before and ending ninety (90) days after a regular election.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Rep. Todd moved that House Amendment No. 4 be withdrawn, which motion prevailed.

Rep. Sanderson requested that House Amendment No. 5 be placed at the heel of the amendments.

Rep. Todd moved adoption of House Amendment No. 8 as follows:

Amendment No. 8

AMEND Senate Bill No. 185 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 2, Part 2, is amended by adding the following language as a new section:

(a) A local board of education member that is elected, or appointed to fill a vacancy, under this chapter may be removed from office by the registered voters of the county.

(b)

(1) A person who resides within the geographic boundaries of the local board of education district of which a local board of education member is sought to be removed may file a petition with the county election commission that demands the recall of the local board of education member. The petition must be signed by registered voters who reside within the geographic boundaries of the local board of education district of which the local board of education member is sought to be removed equal in number to at least sixty-six percent (66%) of the total vote cast for that member in the last regular election. Each person signing the petition must sign the person's name, provide the date of signing, and provide the signer's place of residence by street and number or by other customary designation.

(2) The petition must contain a general statement of the grounds upon which the removal is sought.

(3) A petition must include a sworn affidavit by the petition circulator stating the number of petition signers, that each petition signature is the genuine signature of the person whose name it purports to be, and that the signatures were made in the presence of the affiant.

(4) Within fifteen (15) days of receipt of the petition, the county election commission shall determine the sufficiency of the petition signatures. The county election commission shall attach a certificate to the petition with the results. If the county election commission determines the petition signatures are:

(A) Sufficient, then, within seven (7) days of such determination, the county election commission shall give notice of the filed petition by publication in a newspaper of general circulation and shall provide the grounds upon which removal of a local board of education member is sought; or

(B) Insufficient, then the person who filed the petition may amend the petition within ten (10) days from the date of the certificate and file the amended petition with the county election commission. Within fifteen (15) days of receipt of an amended petition, the county election commission shall make a sufficiency determination. If the amended petition is still deemed insufficient or if no amended petition is filed, then the county election commission shall attach a certificate to the petition and return the petition to the person who filed the petition. If an amended petition is deemed sufficient, then the county election commission shall provide notice as required by subdivision (b)(4)(A).

(c) A separate petition must be filed for each local board of education member sought to be removed.

(d) A county election commission shall call an election on the question of whether to recall a local board of education member if the county election commission determines that a petition is sufficient in accordance with subdivision (b)(4). The question must only be posed to voters who are represented by the local board of education member sought to be removed. The question on the ballot must ask whether the local board of education member should be recalled, and the voter must be provided the option to vote "for recall" or "against recall." If sixty-six percent (66%) or more of those voting vote "for recall," then the person named shall be declared removed from office and the office must be declared vacant. A vacancy must be filled in accordance with § 49-2-202(e). No election for the purpose of recall shall be held within a period beginning ninety (90) days before and ending ninety (90) days after a regular election.

(e) This section only applies in counties having a population of not less than ninety-eight thousand two hundred (98,200) nor more than ninety-eight

thousand three hundred (98,300), according to the 2010 federal census or any subsequent federal census.

SECTION 2. If any provision of this act or its application to any person or circumstance is held invalid, then the invalidity shall not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end the provisions of this act shall be severable.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Rep. Shaw moved the previous question on House Amendment No. 8 , which motion prevailed.

On motion, House Amendment No. 8 was adopted.

Rep. Sanderson moved that House Amendment No. 5 be withdrawn, which motion prevailed.

Rep. Ragan moved the previous question, which motion prevailed.

Rep. Todd moved that **Senate Bill No. 185**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	74
Noes.....	11
Present and not voting.....	7

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Farmer, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Haston, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Potts, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--74

Representatives voting no were: Camper, Clemmons, Freeman, Johnson G, Lamar, Miller, Mitchell, Parkinson, Powell, Stewart, Towns--11

Representatives present and not voting were: Beck, Chism, Cooper, Hodges, Jernigan, Sparks, Thompson--7

A motion to reconsider was tabled.

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FINAL CALENDAR

House Bill No. 1278 -- General Assembly - As introduced, clarifies that members of the general assembly are not subject to the requirement that a dual service agreement be entered into when being paid a salary for serving as a member of the general assembly pursuant to Article II, Section 23 of the Tennessee Constitution. - Amends TCA Title 1; Title 2; Title 3; Title 4; Title 8 and Title 10. by *Holt. (*SB1009 by *Kelsey, *Bailey)

Rep. Holt requested that **House Bill No. 1278** be moved to the heel of the Calendar, which motion prevailed.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bill No. 485** to be heard in the Government Operations Committee, which motion prevailed.

RECESS MOTION

Rep. Lamberth moved that the House stand in recess 10 minutes, which motion prevailed.

REPORTS FROM STANDING COMMITTEES

The committees that met on **May 1, 2019**, reported the following:

GOVERNMENT OPERATIONS COMMITTEE

The Government Operations Committee recommended for passage: House Bill No. 485. Under the rules, each was transmitted to the Calendar and Rules Committee.

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill on the **Final Regular Calendar** for **May 2, 2019**: House Bill No. and 485.

MESSAGE FROM THE SENATE **May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, HB 509. The Senate refused to recede from its action in adopting in Senate Amendment(s) No. SA # 3.

RUSSELL A. HUMPHREY, Chief Clerk

RECESS EXPIRED

The recess having expired, the House was called to order by Deputy Speaker Hill.

ROLL CALL DISPENSED

On motion of Rep. Lamberth the roll call was dispensed with.

FINAL CALENDAR

***House Bill No. 1158** -- Local Education Agencies - As introduced, authorizes LEAs to establish a threat assessment team for the purpose of developing comprehensive, intervention-based approaches to prevent violence, manage reports of potential threats, and create a system that fosters a safe, supportive, and effective school environment. - Amends TCA Title 49. by *Ogles, *Ragan, *Smith, *Hardaway, *Terry, *Coley, *Powers. (SB1238 by *Gresham)

Further consideration of House Bill No. 1158, previously considered on April 22, 2019 and April 23, 2019, at which time it was reset for today's Calendar.

On motion, House Bill No. 1158 was made to conform with **Senate Bill No. 1238**; the Senate Bill was substituted for the House Bill.

Rep. Ogles moved that **Senate Bill No. 1238** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--92

Representatives present and not voting were: Cooper--1

A motion to reconsider was tabled.

***House Joint Resolution No. 132** -- General Assembly, Statement of Intent or Position - Expresses support for a teacher's bill of rights. by *DeBerry.

Further consideration of House Joint Resolution No. 132, previously considered on April 22, 2019, at which time it was reset for today's Calendar.

Rep. DeBerry moved adoption of House Joint Resolution No. 132.

Rep. White moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 132 by deleting all language after the caption and substituting instead the following:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED ELEVENTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, that we express our support for a teacher's bill of rights, which should include the following:

- (1) A multiple-measure teacher evaluation that is fair to educators and provides meaningful feedback;
- (2) A commitment to review the proper amount of testing required by both the state and school districts to ensure that it is grade appropriate;
- (3) A rubric should be designed that aligns with age-appropriate standards and expectations. Final rubrics should be provided to educators no later than July 31 of each year to ensure that all educational professionals have ample time to review the rubric and create a plan of implementation that would best suit the needs of individual students;
- (4) Educators should be provided with the appropriate tools and resources in order to successfully implement response to instruction and intervention (RTI²) based on state guidelines and expectations. RTI² programs should be designed based on district- and school-level needs. RTI² tracking, paperwork, and implementation should not impede daily classroom instruction;
- (5) Teacher evaluation scores should be returned to educators immediately following the return of observation and school growth measures;
- (6) Teacher evaluations should not be a punitive tool, but instead should focus on professional growth and improvement;
- (7) Teachers should not be required to purchase classroom materials from their own pockets;
- (8) Schools should have guidelines for appropriate use of education-support professionals and recommend that all educators in grades kindergarten through two (K-2) have, at a minimum, one (1) dedicated assistant per grade level;
- (9) A reduction in the amount of paperwork that special education teachers are required to submit; and
- (10) Increased transparency around school funding from the state to ensure teacher salary increases are being used for that purpose.

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BE IT FURTHER RESOLVED, that appropriate copies of this resolution be prepared and transmitted to the commissioner of the Department of Education and the executive director of the State Board of Education.

On motion, Education Committee Amendment No. 1 was adopted.

The Clerk read portions of House Joint Resolution No. 132.

Rep. DeBerry moved adoption of **House Joint Resolution No. 132**, as amended, which motion prevailed by the following vote:

Ayes 96

Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

SPECIAL ORDER

Without objection, Rep. Lamberth moved the House take up Message Calendar No. 3, out of order at this time as follows:

MESSAGE CALENDAR NO. 3

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 509 -- Children's Services, Dept. of - As introduced, changes from March 1 to March 31 the date by which the department must appear before the appropriate committees in the senate and house of representatives for a review of the department's policies that affect the children it serves. - Amends TCA Title 4; Title 9; Title 36 and Title 37. by *Littleton, *Jernigan, *Hardaway, *White, *Smith, *Calfee, *Helton. (*SB209 by *Haile)

Rep. Littleton moved that the House refuse to recede from its action in nonconcurring in Senate Amendment No. 3 to **House Bill No. 509**, which motion prevailed.

**CONFERENCE COMMITTEE APPOINTED
ON HOUSE BILL NO. 509**

Pursuant to **Rule No. 73**, Representative Littleton moved that the Speaker appoint a Committee of the House to meet with a like Committee of the Senate to resolve the differences between the two bodies on House Bill No. 509, which motion prevailed.

The Speaker appointed Representatives Littleton, Lamberth and DeBerry as the House members of the Conference Committee on House Bill No. 509.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 1077 -- Election Laws - As introduced, requires the coordinator of elections to continue to study convenience voting in other states and periodically update the general assembly by January 31 every odd-numbered year. - Amends TCA Title 2, Chapter 3, Part 3. by *Rudd, *Lynn, *Boyd, *Cochran, *Russell, *Whitson, *Casada, *Smith, *White, *Carter, *Bricken, *Sherrell. (*SB727 by *Reeves, *Johnson, *Pody, *Bell, *Kelsey, *Haile)

Senate Amendment No. 1

AMEND House Bill No. 1077 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 2-3-302, is amended by adding the following as a new subsection:

(f) This part applies only in counties having a population of not less than forty-four thousand five hundred (44,500) nor more than forty-four thousand six hundred (44,600), in counties having a population of not less than one hundred thirteen thousand nine hundred (113,900) nor more than one hundred fourteen thousand (114,000), and in counties having a population of not less than one hundred eighty-three thousand one hundred (183,100) nor more than one hundred eighty-three thousand two hundred (183,200), according to the 2010 federal census or any subsequent federal census.

SECTION 2. Tennessee Code Annotated, Section 2-3-302, is further amended by deleting subsection (a) in its entirety, and substituting instead the following:

(a) After the required approval of the project plan for the convenient voting centers, the county election commission may create a program that establishes convenient voting centers within the county pursuant to § 2-3-303 for local elections conducted in 2019, and for federal, state, and local elections held in 2020.

SECTION 3. Tennessee Code Annotated, Section 2-3-302, is amended by adding the following as new subsections:

() Prior to closing a polling location due to the opening or availability of a convenient voting center, the county election commission shall announce a thirty-day period in which the commission shall receive public comment from registered voters regarding the closing of the polling location.

() If a polling location is closed due to the opening of a convenient voting center, the county election commission shall endeavor to ensure that convenient voting centers are located in locations convenient to voters who had been assigned to the closed polling location.

() If a polling location is closed due to the opening of a convenient voting center, the county election commission shall post signage on election day, and during the early voting period if that polling location was used as an early voting center, in a conspicuous manner on or near the entrances to the closed polling location that states that the polling location is closed and that provides the address of each convenient voting center. The posting requirement must be met until after the next November statewide general election following the closure.

SECTION 4. This act shall take effect on July 1, 2019, the public welfare requiring it.

Rep. Rudd moved that the House concur in Senate Amendment No. 1 to **House Bill No. 1077**, which motion prevailed by the following vote:

Ayes	83
Noes.....	8
Present and not voting.....	3

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulse, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--83

Representatives voting no were: Camper, Clemmons, Johnson G, Mitchell, Potts, Stewart, Thompson, Towns--8

Representatives present and not voting were: Beck, Cooper, Lamar--3

A motion to reconsider was tabled.

SPECIAL ORDER

Without objection, Rep. Lamberth moved the House take up Message Calendar No. 2, Item No. 1, House Bill No. 471, out of order at this time as follows:

MESSAGE CALENDAR NO. 2

HOUSE ACTION ON SENATE MESSAGES

House Bill No. 471 -- Sunset Laws - As introduced, extends the bureau of TennCare within the department of finance and administration to June 30, 2022. - Amends TCA Title 4,

Chapter 29; Title 4, Chapter 3, Part 10 and Title 71. by *Daniel, *Hill M, *Hardaway. (*SB132 by *Roberts, *Crowe)

**CONFERENCE COMMITTEE REPORT ON
HOUSE BILL NO. 471**

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on House Bill No. 471 (Senate Bill No. 132) has met and recommends that all amendments be deleted.

The Committee further recommends that the following amendment (#9059) be adopted:

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-240(a), is amended by deleting subdivision (13).

SECTION 2. Tennessee Code Annotated, Section 4-29-243(a), is amended by inserting the following language as a new, appropriately designated subdivision:

() Bureau of TennCare within the department of finance and administration, pursuant to Executive Order No. 23 on October 19, 1999;

SECTION 3. The bureau of TennCare within the department of finance and administration shall appear before the government operations committee of the house of /s/ Representatives and the TennCare subcommittee of the house of /s/ Representatives no later than December 31, 2019, to update the committees on the bureau's progress in addressing the findings set forth in the December 2018 performance audit report and on the six month follow-up report issued by the division of state audit. The bureau of TennCare shall also respond to questions by the committees about the bureau, including, but not limited to, its authority, duties, operation, programs, and services.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

/s/ Senator Mike Bell

/s/ Representative Martin Daniel

/s/ Senator Kerry Roberts

/s/ Representative Matthew Hill

/s/ Senator Sara Kyle

Rep. Daniel moved that the Report of the Conference Committee on **House Bill No. 471** be adopted and made the action of the house, which motion prevailed by the following vote:

Ayes 93
Noes..... 1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford,

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Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Sparks, Staples, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--93

Representatives voting no were: Stewart--1

A motion to reconsider was tabled.

SPECIAL ORDER

Without objection, Rep. Lamberth moved the House take up Consent Calendar No. 2, out of order at this time as follows:

CONSENT CALENDAR NO. 2

House Resolution No. 150 -- Memorials, Academic Achievement - Miguel Ibarra, Salutatorian, Harriman High School. by *Calfee.

House Resolution No. 171 -- Memorials, Academic Achievement - Kaz Bond, Valedictorian, Midway High School. by *Calfee.

House Resolution No. 172 -- Memorials, Academic Achievement - Brandon Anderson, Valedictorian, Harriman High School. by *Calfee.

House Resolution No. 173 -- Memorials, Academic Achievement - Olivia Anderson, Valedictorian, Harriman High School. by *Calfee.

House Resolution No. 174 -- Memorials, Academic Achievement - Jacob Quillen Stewart, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 175 -- Memorials, Academic Achievement - Kaitlyn Shultz, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 176 -- Memorials, Academic Achievement - Gracie-Ray Smith, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 177 -- Memorials, Academic Achievement - Neisha French, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 178 -- Memorials, Academic Achievement - Kaleb Duncan, Top Ten, Volunteer High School. by *Hicks.

House Resolution No. 179 -- Memorials, Recognition - The Christopher Taylor House. by *Hill M.

House Resolution No. 180 -- Memorials, Academic Achievement - Emma Clair Millard, Top Twelve Senior, Cherokee High School. by *Hicks.

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House Resolution No. 181 -- Memorials, Academic Achievement - Harper Dansley Russell, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 182 -- Memorials, Academic Achievement - Jay Amin, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 183 -- Memorials, Academic Achievement - LeeAnna Renée Blackburn, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 184 -- Memorials, Academic Achievement - UiSeong Lee, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 185 -- Memorials, Academic Achievement - Emily Snodgrass, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 186 -- Memorials, Academic Achievement - Maria Teresa Howard, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 187 -- Memorials, Academic Achievement - Haliey Michell Elkins, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 188 -- Memorials, Academic Achievement - Kennedy Elizabeth Cowan, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 189 -- Memorials, Academic Achievement - Jenna Rebekah Franklin, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 190 -- Memorials, Academic Achievement - Lyndsey Elisabeth Purdy, Top Twelve Senior, Cherokee High School. by *Hicks.

House Resolution No. 191 -- Memorials, Academic Achievement - Molly Corinne Hodges, Top Twelve Senior, Cherokee High School. by *Hicks.

***House Joint Resolution No. 648** -- Memorials, Academic Achievement - Allison Jones, Salutatorian, Craigmont High School. by *Parkinson.

***House Joint Resolution No. 649** -- Memorials, Academic Achievement - Shatara Woodall, Valedictorian, Craigmont High School. by *Parkinson.

***House Joint Resolution No. 650** -- Memorials, Recognition - Marion County School District, Marion County Commission, and Marion County Library Board of Trustees. by *Tillis.

***House Joint Resolution No. 651** -- Memorials, Public Service - Metro Nashville Councilman Doug Pardue. by *Beck.

***House Joint Resolution No. 652** -- Memorials, Public Service - Metro Nashville Councilman Anthony Davis. by *Beck.

***House Joint Resolution No. 653** -- Memorials, Death - Lemonte' Jermaine Spencer. by *Camper.

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***House Joint Resolution No. 654** -- Memorials, Interns - Jonathan Castor. by *Hill M, *Casada.

***Senate Joint Resolution No. 613** -- Memorials, Interns - Joseph Wampler. by *Watson, *Massey.

***Senate Joint Resolution No. 614** -- Memorials, Public Service - Matt Anderson. by *Yarbro, *Akbari, *Kyle, *Gilmore, *Robinson.

***Senate Joint Resolution No. 616** -- Memorials, Death - Dr. James Lee Smith. by *Bailey.

***Senate Joint Resolution No. 617** -- Memorials, Recognition - Layton Werther, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 618** -- Memorials, Recognition - Cody Coffey, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 619** -- Memorials, Recognition - Matthew Emerick, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 620** -- Memorials, Recognition - Jacob Ellison, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 621** -- Memorials, Recognition - Alejandra Ocampo, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 622** -- Memorials, Recognition - Walters State Community College Phi Theta Kappa. by *Southerland.

***Senate Joint Resolution No. 623** -- Memorials, Recognition - A.J. Fleming, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 624** -- Memorials, Recognition - Whitten Williams, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 625** -- Memorials, Recognition - Chase Barger, State Leadership and Skills Conference of SkillsUSA. by *Southerland.

***Senate Joint Resolution No. 626** -- Memorials, Recognition - Adia Bulawa, Appalachian Highlands Twenty Under 20. by *Southerland.

***Senate Joint Resolution No. 627** -- Memorials, Recognition - Asheville Highway Animal Hospital, 40th anniversary. by *Massey.

***Senate Joint Resolution No. 628** -- Memorials, Academic Achievement - Kami Grace Pullem, Valedictorian, White County High School. by *Bailey.

***Senate Joint Resolution No. 630** -- Memorials, Professional Achievement - Ellen Reid, 2019 Pulitzer Prize in music. by *McNally.

WEDNESDAY, MAY 1, 2019 -- THIRTY-SIXTH LEGISLATIVE DAY

***Senate Joint Resolution No. 631** -- Memorials, Recognition - Cold War Patriots. by *McNally.

***Senate Joint Resolution No. 632** -- Memorials, Retirement - Jeff Fleming. by *Lundberg, *Crowe.

***Senate Joint Resolution No. 633** -- Memorials, Sports - Bethel University, National Collegiate D4 Roller Hockey Champions. by *Stevens.

***Senate Joint Resolution No. 634** -- Memorials, Retirement - Judge David A. Patterson. by *Bailey.

***Senate Joint Resolution No. 635** -- Memorials, Death - Barry Lynn Brady. by *Bailey.

***Senate Joint Resolution No. 636** -- Memorials, Death - Billy Don Giddens. by *Johnson.

Rep. Beck moved that the Davidson County delegation be added as co-prime sponsors on House Joint Resolutions Nos. 651 and 652, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Rep. Staples moved that Knox County delegation be added as co-prime sponsors on Senate Joint Resolution No. 627, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	93
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--93

Representatives present and not voting were: Vaughan--1

A motion to reconsider was tabled.

RECESS MOTION

Rep. C. Sexton moved that the House stand in recess 10 minute recess, which motion prevailed.

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to return to the House, House Bill No. 565; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to return to the House, HB 509.

The Senate acceded to the request of the House for the appointment of a conference Committee. The Speaker appointed a Conference Committee composed of Senators: Haile, Stevens & Bell to confer with a like committee from the House in open conference to resolve the differences between the bodies on HB 509.

RUSSELL A. HUMPHREY, Chief Clerk

RECESS EXPIRED

The recess having expired, the House was called to order by Mr. Speaker Casada.

ROLL CALL DISPENSED

On motion of Rep. Lamberth the roll call was dispensed with.

SPECIAL ORDER

Without objection, Rep. Lamberth moved the House to take Message Calendar No. 4, out of order at this time as follows:

MESSAGE CALENDAR NO. 4

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 565** -- Statutes of Limitations and Repose - As introduced, extends civil and criminal statutes of limitation for certain acts of abuse against minors; increases the penalty for intentional failure to report child abuse or child sexual abuse. - Amends TCA Title 28; Title 37 and Title 40. by *Dunn. (SB1252 by *Gresham, *White, *Massey, *Akbari, *Crowe, *Gilmore, *Niceley, *Robinson, *Rose, *Briggs, *Yager)

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Rep. Dunn moved that the House non-concur in Senate Amendment No. 2 to **House Bill No. 565**, which motion prevailed.

APPOINTMENT

Speaker Casada appointed Rep. Jernigan to the Ethics Committee.

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 76, 82, 213, 247, 268, 350, 516, 557, 594, 634, 673, 754, 809, 830, 839, 886, 907, 948, 950, 1132, 1151, 1169, 1192, 1300, 1339, 1354, 1392, 1416, 1461 and 1498; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 402, 452, 530, 531, 532, 588, 597, 598, 599 and 615; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
May 1, 2019**

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 402, 452, 530, 531, 532, 588, 597, 598, 599 and 615.

TAMMY LETZLER, Chief Clerk

**ENROLLED BILLS
May 1, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 1539; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**ENGROSSED BILLS
May 1, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 1262;

GREG GLASS, Chief Engrossing Clerk

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**ENGROSSED BILLS
May 1, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolutions Nos. 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646 and 647.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
May 1, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 129 and 130; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
May 1, 2019**

The Speaker announced that he had signed the following: House Resolutions Nos. 129 and 130.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
May 1, 2019**

The Speaker announced that he had signed the following: House Bill No. 1539.

GREG GLASS, Chief Engrossing Clerk

**ENGROSSED BILLS
May 1, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 740;

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 267, 272, 309, 408, 447, 467, 479, 540, 659, 801, 1237 and 1417; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 108, 190, 448, 451, 464, 474, 539, 621, 650, 676, 710, 815, 1005, 1079, 1165, 1230, 1324, 1328, 1500, 1515, 1516, 1519, 1520, 1521, 1525, 1526, 1527, 1528, 1529 and 1539; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**ENGROSSED BILLS
May 1, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 605;

GREG GLASS, Chief Engrossing Clerk

**SIGNED
May 1, 2019**

The Speaker announced that he had signed the following: Senate Bills Nos. 267, 272, 309, 408, 447, 467, 479, 540, 659, 801, 1237 and 1417.

TAMMY LETZLER, Chief Clerk

**ENGROSSED BILLS
May 1, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 1542 and 1543.

GREG GLASS, Chief Engrossing Clerk

**ENGROSSED BILLS
May 1, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 867 and 1232.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
May 1, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 1151; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

WEDNESDAY, MAY 1, 2019 -- THIRTY-SIXTH LEGISLATIVE DAY

**ENGROSSED BILLS
May 1, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution No. 132;

GREG GLASS, Chief Engrossing Clerk

**ENGROSSED BILLS
May 1, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolutions Nos. 648, 649, 650, 651, 652, 653 and 654.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
May 1, 2019**

The Speaker announced that he had signed the following: House Bill No. 1151.

GREG GLASS, Chief Engrossing Clerk

**REPORT OF CHIEF ENGROSSING CLERK
May 1, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 396, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 507, 508, 509, 510, 511, 512, 513, 514 and 515; for his action.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to return to the House, House Bill No. 1151; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 28, 134, 264, 276, 425, 624, 625, 626, 633, 649, 888, 1119, 1122, 1135, 1137, 1163 and 1355; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

WEDNESDAY, MAY 1, 2019 -- THIRTY-SIXTH LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, SB 557. The Senate adopted the Conference Committee Report and made it the action of the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, HB 353. The Senate refused to recede from its action in Adopting Senate Amendment(s) No. 1.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, HB 1280. The Senate refused to recede from its action in adopting Senate Amendment(s) No. SA # 1.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, SB 9. The Senate nonconcurred in House Amendment No(s). HA # 1.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, HB 632. The Senate refused to recede from its action in adopting Senate Amendment(s) No. SA # 1.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to transmit to the House, HB 167. The Senate lifted from the table the motion to reconsider and moved to reconsider. The Senate adopted Senate amendment number 4 and re-passed HB 167 as amended.

RUSSELL A. HUMPHREY, Chief Clerk

WEDNESDAY, MAY 1, 2019 -- THIRTY-SIXTH LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to return to the House, House Bill No. 228; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to return to the House, House Bill No. 197; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to return to the House, House Bill No. 1511; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
May 1, 2019**

MR. SPEAKER: I am directed to return to the House, House Bill No. 316; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

RECESS

On motion of Rep. Lamberth, the House stood in recess until 10:30 a.m., Thursday, May 2, 2019.